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7
8 Attorney for Plaintiff, JOHN MDO DOE

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **COUNTY OF LOS ANGELES – SPRING STREET COURTHOUSE**

11 JOHN MDO DOE, an individual;

12
13 Plaintiff,

14 v.

15 THE ROMAN CATHOLIC ARCHDIOCESE
16 OF LOS ANGELES, A CORPORATION
17 SOLE; THE ARCHDIOCESE OF LOS
18 ANGELES EDUCATION & WELFARE
19 CORPORATION; ALLIANCE COLLEGE-
20 READY PUBLIC SCHOOLS; LOS ANGELES
21 UNIFIED SCHOOL DISTRICT; ROSALIO
22 MEDRANO; and DOES 6 through 500,
23 inclusive,

24 Defendants.

Case No.: 22STCV38521

JCCP: 5101
Judge: Hon. David S. Cunningham, III
Dept: 11

**FIRST AMENDED MASTER COMPLAINT
FOR DAMAGES FOR:**

- (1) INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS;
- (3) NEGLIGENCE;
- (4) NEGLIGENT SUPERVISION;
- (5) NEGLIGENT RETENTION/HIRING;
- (6) NEGLIGENT FAILURE TO WARN, TRAIN OR EDUCATE;
- (8) CONSTRUCTIVE FRAUD (*CIVIL CODE* §1573);
- (9) SEXUAL HARASSMENT (*CIVIL CODE* §51.9);
- (11) SEXUAL BATTERY (*CIVIL CODE* §1708.5);
- (12) SEXUAL ASSAULT;

DEMAND FOR JURY TRIAL

1 COMES NOW, the Plaintiff, who hereby complains and alleges against Defendants THE
2 ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION SOLE; THE
3 ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE CORPORATION;
4 ALLIANCE COLLEGE-READY PUBLIC SCHOOLS, LOS ANGELES UNIFIED SCHOOL
5 DISTRICT, (collectively, “Defendants Religious Entities”), ROSALIO MEDRANO, and DOES
6 6 through 500, inclusive (collectively, “Defendants”), as follows:

7 **GENERAL ALLEGATIONS APPLICABLE TO ALL CLAIMS**

8 1. Each Plaintiff in this action, survivor of childhood sexual abuse, brings this action
9 to hold the religious institutions accountable that Plaintiff and Plaintiff’s family entrusted with
10 Plaintiff’s safety as a minor child. These institutions harbored their perpetrators and failed to
11 protect minor children with whom the DEFENDANTS RELIGIOUS ENTITIES stood *in loco*
12 *parentis*. This case seeks to vindicate the rights of survivors who unnecessarily suffered abuse at
13 the hands of trusted religious leaders, to whom they were vulnerable and in which they trusted.
14 This Amended Master Complaint has been created and will be adopted by each Plaintiff assigned
15 to the Coordinated Proceeding, *In the Matter of the Southern California Clergy Cases (L.A.S.C.*
16 *Case No. BC679844 and AB218-Related Cases)*, JCCP Case No. 5101.

17 2. Hereinafter, the term “Plaintiff” will be used and refer to each Plaintiff who
18 provides an adoption form to this Amended Master Complaint. Multiple Plaintiffs may file one
19 Amended Master Complaint so long as each Plaintiff separately designates which paragraphs of
20 the Amended Master Complaint they adopt. Plaintiffs who seek to file a Amended Master
21 Complaint against multiple perpetrators may do so by designating which paragraphs of the
22 Amended Master Complaint are adopted as to each perpetrator.

23 **THE PLAINTIFF**

24 3. The Plaintiff is an adult individual, who is under the age of forty (40) years old.
25 Therefore, the Plaintiff need not file Certificates of Merit, pursuant to *Code of Civil Procedure*
26 §340.1(g) and is permitted to name the Defendants in this action by their true and correct names.

27 7. The Plaintiff is currently a resident of the State of California.

28 8. The Plaintiff was a resident of the State of California, during the time when the

1 childhood sexual abuse, harassment and/or assault occurred.

2 9. The childhood sexual abuse, harassment, and/or assault occurred within the State
3 of California, at least in part.

4 **DEFENDANTS**

5 **(Defendant, THE ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A**
6 **CORPORATION SOLE)**

7 10. Plaintiff names THE ROMAN CATHOLIC ARCHDIOCESE OF LOS
8 ANGELES, A CORPORATION SOLE as a defendant in this action.

9 12. Defendant THE ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A
10 CORPORATION SOLE is at all times mentioned herein was and is, a corporation sole, having its
11 principal place of business in the County of Los Angeles, State of California. Defendant THE
12 ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION SOLE
13 purposely conducts substantial business activities in the State of California, and was the primary
14 entity owning, operating and controlling the activities and behavior of its employees, agents,
15 volunteers, and/or servants, including ROSALIO MEDRANO, as well as DOES 6 through 500
16 and all other employees, agents, and supervisors of those defendants.

17 13. The Plaintiff is informed and believes, and thereon alleges that Defendant the
18 ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION SOLE was an
19 entity that supervised priests, supervised children, and understood that children would be in its
20 programs, on its premises, and in the care, custody, and control of Defendant the ROMAN
21 CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION SOLE, including the
22 Plaintiff when they were parishioners, and/or participants in religious, recreational, athletic,
23 and/or social activities, altar servers and/or students.

24 **(Defendant, the ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE**
25 **CORPORATION)**

26 15. Plaintiff names the ARCHDIOCESE OF LOS ANGELES EDUCATION &
27 WELFARE CORPORATION as a defendant in this action.

28 17. Defendant the ARCHDIOCESE. OF. LOS ANGELES EDUCATION &

1 WELFARE CORPORATION, at all times mentioned herein, was and is a corporation sole,
2 having its principal place of business in the State of California. Defendant the ARCHDIOCESE
3 OF LOS ANGELES EDUCATION & WELFARE CORPORATION purposely conducts
4 substantial business activities in the State of California, and was the primary entity owning,
5 operating and controlling the activities and behavior of its employees, agents, volunteers and/or
6 servants, including ROSALIO MEDRANO, as well as DOES 6 through 500 and all other
7 employees, agents, and supervisors of those defendants. The Plaintiff is informed and believes,
8 and thereon alleges that Defendant the ARCHDIOCESE OF LOS ANGELES EDUCATION &
9 WELFARE CORPORATION was an entity that supervised priests, supervised children, and
10 understood that children would be in its programs, on its premises, and in the care, custody, and
11 control of Defendant the ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE
12 CORPORATION, including the Plaintiff when he or she was a parishioner, participant in
13 religious, recreational, athletic, and social activities, altar server and/or student.

14 **(Defendant, DOE PARISH)**

15 20. Plaintiff does not name DOE PARISH as a defendant in this action.

16 **(Defendant, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS)**

17 23. Plaintiff names ALLIANCE COLLEGE-READY PUBLIC SCHOOLS as a
18 defendant in this action.

19 25. At all times material hereto, Defendant ALLIANCE COLLEGE-READY PUBLIC
20 SCHOOLS was and is an institution organized under the laws of the State of California as a
21 Nonprofit Corporation, which includes but is not limited to civil corporations, decision making
22 entities, officials and employees authorized to conduct business and conducting business in the
23 State of California, with its principal place of business in California. Defendant ALLIANCE
24 COLLEGE-READY PUBLIC SCHOOLS includes, but is not limited to, the Defendant
25 ALLIANCE COLLEGE-READY PUBLIC SCHOOLS organization and any other organizations
26 and/or entities operating under the same or similar name with the same or similar principal place
27 of business. At all times material, Defendant ALLIANCE COLLEGE-READY PUBLIC
28 SCHOOLS was and continues to be under the direct authority, control and province of Defendant

1 LOS ANGELES UNIFIED SCHOOL DISTRICT. ALLIANCE COLLEGE-READY PUBLIC
2 SCHOOLS includes, but is not limited to, the school corporation and entity. Defendant
3 ALLIANCE COLLEGE-READY PUBLIC SCHOOLS is responsible for the funding, staffing,
4 and direction of a school which oversaw Plaintiff at the time of the abuse. At all times material,
5 Defendant ALLIANCE COLLEGE-READY PUBLIC SCHOOLS and LOS ANGELES
6 UNIFIED SCHOOL DISTRICT owned, operated, managed, maintained and controlled
7 Defendant ALLIANCE COLLEGE-READY PUBLIC SCHOOLS.

8 **(Defendant, LOS ANGELES UNIFIED SCHOOL DISTRICT)**

9 23.1 Plaintiff names LOS ANGELES UNIFIED SCHOOL DISTRICT as a defendant in
10 this action.

11 25.1 At all times material hereto, Defendant LOS ANGELES UNIFIED SCHOOL
12 DISTRICT was and is an institution organized under the laws of the State of California as an
13 entity of form unknown, which includes but is not limited to civil corporations, decision making
14 entities, officials and employees authorized to conduct business and conducting business in the
15 State of California, with its principal place of business in California. Defendant LOS ANGELES
16 UNIFIED SCHOOL DISTRICT includes, but is not limited to, the Defendant ALLIANCE
17 COLLEGE-READY PUBLIC SCHOOLS organization and any other organizations and/or
18 entities operating under the same or similar name with the same or similar principal place of
19 business. LOS ANGELES UNIFIED SCHOOL DISTRICT includes, but is not limited to, the
20 school corporation and entity. Defendant LOS ANGELES UNIFIED SCHOOL DISTRICT is
21 responsible for the funding, staffing, and direction of a school which oversaw Plaintiff at the time
22 of the abuse. At all times material, Defendant LOS ANGELES UNIFIED SCHOOL DISTRICT
23 owned, operated, managed, maintained and controlled Defendant ALLIANCE COLLEGE-
24 READY PUBLIC SCHOOLS.

25 **(Defendant, DOE RELIGIOUS ORDER)**

26 27. Plaintiff does not name DOE RELIGIOUS ORDER as a defendant in this action.

27 30. Collectively, the institutions the ROMAN CATHOLIC ARCHDIOCESE OF LOS
28 ANGELES, A CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES

1 EDUCATION & WELFARE CORPORATION, ALLIANCE COLLEGE-READY PUBLIC
2 SCHOOLS, and LOS ANGELES UNIFIED SCHOOL DISTRICT named in this lawsuit, shall be
3 referred to as “DEFENDANTS RELIGIOUS ENTITIES”, hereinafter.

4 **(Defendant, ROSALIO MEDRANO)**

5 31. Plaintiff names ROSALIO MEDRANO as a defendant in this action.

6 33. Defendant ROSALIO MEDRANO is an adult individual. The ROSALIO
7 MEDRANO was in a position of trust, confidence, and responsibility with the Plaintiff, as a
8 function of the position ROSALIO MEDRANO was in with the DEFENDANTS RELIGIOUS
9 ENTITIES. Specifically, ROSALIO MEDRANO was placed in contact with minor children,
10 through ROSALIO MEDRANO’s role with the DEFENDANTS RELIGIOUS ENTITIES, and
11 thus, stood *in loco parentis* with the Plaintiff and the Plaintiff’s guardians.

12 34. Defendant ROSALIO MEDRANO was an agent, servant, employee, volunteer
13 and/or member of the DEFENDANTS RELIGIOUS ENTITIES during the time of the Plaintiff’s
14 childhood sexual abuse.

15 35. Collectively, the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A
16 CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION &
17 WELFARE CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS, LOS
18 ANGELES UNIFIED SCHOOL DISTRICT, ROSALIO MEDRANO, and/or DOES 6 through
19 500 are referred to as “Defendants.”

20 36. The Plaintiff is informed and believes, and thereupon alleges, that the true names
21 and capacities, whether individual, corporate, associate or otherwise, of Defendants named herein
22 as DOES 6 through 500, inclusive, are unknown to the Plaintiff, who therefore sues said
23 Defendants by such fictitious names. Plaintiff will amend the Complaint to allege their true names
24 and capacities when such have been ascertained. Upon information and belief, each of the said
25 Doe Defendants is responsible in some manner under *Code of Civil Procedure* §§340.1(a)(1), (2),
26 (3), and 340.1(c) for the occurrences herein alleged, and were a legal cause of the childhood
27 sexual assault which resulted in injury to the Plaintiff as alleged herein.

28 37. Plaintiff is informed and believes, and on that basis alleges, that at all times

1 mentioned herein, there existed a unity of interest and ownership among Defendants and each of
2 them, such that any individuality and separateness between Defendants, and each of them, ceased
3 to exist. Defendants and each of them, were the successors-in-interest and/or alter egos of the
4 other Defendants, and each of them, in that they purchased, controlled, dominated and operated
5 each other without any separate identity, observation of formalities, or other manner of division.
6 To continue maintaining the facade of a separate and individual existence between and among
7 Defendants, and each of them, would allow Defendants to perpetrate a fraud and an injustice.

8 38. Plaintiff is informed and believes, and on that basis alleges, that at all times
9 mentioned herein, Defendants and each of them were the agents, representatives and/or
10 employees of each and every other Defendant. In doing the things hereinafter alleged, Defendants
11 and each of them, were acting within the course and scope of said alternative personality,
12 capacity, identity, agency, representation and/or employment and were within the scope of their
13 authority, whether actual or apparent. Plaintiff is informed and believes, and on that basis alleges,
14 that at all times mentioned herein, Defendants and each of them were the trustees, partners,
15 servants, joint venturers, shareholders, contractors, and/or employees of each and every other
16 Defendant, and the acts and omissions herein alleged were done by them, acting individually,
17 through such capacity and within the scope of their authority, and with the permission and
18 consent of each and every other Defendant and that said conduct was thereafter ratified by each
19 and every other Defendant, and that each of them is jointly and severally liable to Plaintiff.

20 **CHILDHOOD SEXUAL ASSAULT, ABUSE AND/OR HARASSMENT SUFFERED BY**
21 **THE PLAINTIFF**

22 39. The Plaintiff was subjected to acts of childhood sexual assault, harassment, abuse,
23 and/or molestation by ROSALIO MEDRANO. These acts of childhood sexual assault,
24 harassment, abuse and/or molestation perpetrated upon the Plaintiff, began to occur when the
25 Plaintiff was under the age of 18 years old, and constitute childhood sexual assault within the
26 definition of *Code of Civil Procedure* §340.1(d). These acts of childhood sexual assault,
27 harassment, abuse and/or molestation resulted in the personal physical injury, as well as
28 emotional, psychological and psychiatric injury and damage to the Plaintiff. The Plaintiff was a

1 minor child, under the age of 18, at the time of the sexual assaults, harassment, and/or abuse
2 alleged herein, therefore, the Plaintiff did not, and was unable to, give free or voluntary consent to
3 the sexual acts and assaults committed upon Plaintiff by ROSALIO MEDRANO.

4 40. The sexual abuse, harassment and/or assaults were committed by ROSALIO
5 MEDRANO for his sexual gratification and was based upon the gender of the Plaintiff.

6 41. The sexually abusive, harassing and/or assaultive acts by ROSALIO MEDRANO
7 were committed in violation of the California *Penal Code*, which proscribes sexual acts and
8 misconduct against minor children.

9 **DAMAGES SUFFERED BY THE PLAINTIFF AS A RESULT OF THEIR CHILDHOOD**
10 **SEXUAL ASSAULT, ABUSE, AND/OR HARASSMENT BY ROSALIO MEDRANO**

11 42. As a direct and proximate result of the childhood sexual assault, harassment and
12 abuse committed against the Plaintiff by ROSALIO MEDRANO, which was enabled and
13 facilitated by DEFENDANTS RELIGIOUS ENTITIES, Plaintiff has suffered personal physical
14 injury of sexual assault, and has and will continue to suffer, psychological, mental and emotional
15 distress. The Plaintiff suffered, and continues to suffer, from the following conditions, without
16 limitation:

- 17 a. Anxiety;
- 18 b. Depression;
- 19 c. Flashbacks and/or reexperiencing;
- 20 d. Anger;
- 21 e. Betrayal;
- 22 f. Loss of faith;
- 23 g. Nervousness;
- 24 h. Problems with those in positions of authority;
- 25 i. Interpersonal relationship problems with those in positions of confidence or trust;
- 26 j. Problems interacting with others, including but not limited to family members;
- 27 k. Guilt, shame, and/or humiliation;
- 28 l. Suicidal ideation or thoughts;

1 m. Suicide attempts.

2 43. As a direct and proximate result of the childhood sexual assault, harassment and
3 abuse committed against the Plaintiff by ROSALIO MEDRANO, which was enabled and
4 facilitated by DEFENDANTS RELIGIOUS ENTITIES, Plaintiff has, and will continue to, incur
5 expenses for mental, psychological, psychiatric, and medical care due to the assault, according to
6 proof at trial, as follows:

- 7 a. Future Medical Expenses, including, but not limited, psychological and/or
8 psychiatric care;
9 b. Past Medical Expenses, including, but not limited, psychological and/or
psychiatric care.

10 45. These damages were all suffered as general, special and consequential damages of
11 Plaintiff, in an amount to be proven at trial, but in no event less than the minimum jurisdictional
12 amount of this Court.

13 **DUTIES OF THE DEFENDANTS RELIGIOUS ENTITIES TO PROTECT THE**
14 **PLAINTIFF AND CONTROL ROSALIO MEDRANO**

15 46. At all times herein, the DEFENDANTS RELIGIOUS ENTITIES, and each of
16 them, knew or should have known that ROSALIO MEDRANO was unfit, posed a risk of harm to
17 minor children, and/or posed a risk of childhood sexual assault to minor children in its care,
18 custody and control. Specifically, DEFENDANTS RELIGIOUS ENTITIES knew or should have
19 known, or were otherwise on notice, that ROSALIO MEDRANO had engaged in misconduct that
20 created the risk of childhood sexual assault and failed to take reasonable steps or to implement
21 reasonable safeguards to avoid acts of childhood sexual assault by ROSALIO MEDRANO on
22 minors, including Plaintiff.

23 47. As. A. priest, employee, representative, servant, agent, and/or volunteer of
24 DEFENDANTS RELIGIOUS ENTITIES, and DOES 6 through 500, ROSALIO MEDRANO
25 was placed in a position of moral, ethical, religious, and legal authority over the Plaintiff,
26 Plaintiff's parents, and parishioners with whom ROSALIO MEDRANO came into contact. The
27 ROSALIO MEDRANO was a confidant to the Plaintiff and Plaintiff's family, and as a result,
28 there was a special, trusting, confidential and fiduciary relationship between the Plaintiff and

1 ROSALIO MEDRANO, as well as between DEFENDANTS RELIGIOUS ENTITIES and DOES
2 6-500 and the Plaintiff. Through this relationship with the Plaintiff, DEFENDANTS RELIGIOUS
3 ENTITIES stood *in loco parentis* with the Plaintiff and Plaintiff's family. Specifically,
4 Defendants took the Plaintiff into their custody, care and control, which conferred upon the
5 Plaintiff and their families the reasonable belief that the Plaintiff, a minor child, would be
6 protected and cared for, as if Defendants were the Plaintiff's own parents.

7 48. As a minor at DEFENDANTS RELIGIOUS ENTITIES, where ROSALIO
8 MEDRANO was employed, retained, and worked, Plaintiff was under ROSALIO MEDRANO's,
9 as well as DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's direct
10 supervision, care and control, thus creating a special relationship, fiduciary relationship, and/or
11 special care relationship with Defendants, and each of them. Additionally, as Plaintiff was a
12 minor child under the custody, care and control of Defendants, Defendants stood *in loco parentis*
13 with respect to Plaintiff while Plaintiff was at DOE 1 and DOES 6 through 500. As the
14 responsible parties and/or employers controlling ROSALIO MEDRANO, Defendants were also
15 in a special relationship with Plaintiff, and owed special duties to Plaintiff.

16 49. Defendants also intentionally and willfully implemented various measures
17 intended and designed to, or which effectively, made ROSALIO MEDRANO's conduct harder to
18 detect including, but not limited to:

- 19 a. Assigning and permitting ROSALIO MEDRANO to remain in a position
20 of authority and trust after DEFENDANTS RELIGIOUS ENTITIES and
21 DOES 6 through 500 knew or should have known that ROSALIO
MEDRANO was an unfit agent, servant, employee, member and/or
volunteer;
- 22 b. Assigning and permitting ROSALIO MEDRANO to remain in a position
23 of authority and trust after DEFENDANTS RELIGIOUS ENTITIES and
24 DOES 6 through 500 knew or should have known that ROSALIO
MEDRANO engaged in misconduct that created a risk of childhood sexual
assault;
- 25 b. Placing ROSALIO MEDRANO in a separate and secluded environment,
26 including placing him in charge of children, which allowed ROSALIO
MEDRANO to sexually and physically interact with and assault children,
27 including Plaintiff;
- 28 c. Authorizing ROSALIO MEDRANO to come into contact with minors,
including Plaintiff, without adequate supervision;

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- d. Failing to inform, or concealing from Plaintiff's parents and law enforcement officials the fact that Plaintiff and others were or may have been sexually assaulted after Defendants knew or should have known that ROSALIO MEDRANO may have sexually assaulted Plaintiff or others, thereby enabling Plaintiff to continue to be endangered and sexually assaulted, and/or creating the circumstance where the Plaintiff and others were less likely to receive medical/mental health care and treatment, thus exacerbating the harm to Plaintiff;
- e. Holding out and affirming ROSALIO MEDRANO to Plaintiff and Plaintiff's parents, other children and their parents, and to the community, as being a person in good standing and who was trustworthy;
- f. Failing to take reasonable steps, and to implement reasonable safeguards to avoid acts of unlawful sexual conduct by ROSALIO MEDRANO with students, minor children;
- g. Failing to put in place a system or procedure to supervise or monitor employees, volunteers, representatives or agents to ensure that they did not molest or assault minors in Defendants' custody or care, including Plaintiff.

50. By his position within the DEFENDANTS RELIGIOUS ENTITIES, Defendants demanded and required that Plaintiff respect ROSALIO MEDRANO in his position of priest, spiritual advisor, confidant, teacher, and/or mentor at DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500.

51. Plaintiff is informed and believes, and on that basis alleges, that Defendants and each of them, were or should have been aware of ROSALIO MEDRANO's wrongful conduct at or about the time it was occurring, and thereafter, but took no action to obstruct, inhibit or stop such continuing conduct, or to help Plaintiff endure the trauma from such conduct. Despite the authority and ability to do so, these Defendants negligently and/or willfully refused to, and/or did not act effectively to stop the sexual assaults on the Plaintiff, to inhibit or obstruct such assault, or to protect the Plaintiff from the results of that trauma.

52. During the period of assaults perpetrated upon the Plaintiff, DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500 had the authority and the ability to obstruct or stop ROSALIO MEDRANO's sexual assaults on the Plaintiff, but intentionally, negligently and/or willfully failed to do so, thereby allowing the assault to occur and to continue unabated. This failure was a part of Defendants' intended plan and arrangement to conceal wrongful acts, to

1 avoid and inhibit detection, to block public disclosure, to avoid scandal, to avoid the disclosure of
2 their tolerance of child sexual molestation and assault, to preserve a false appearance of propriety,
3 and to avoid investigation and action by public authority including law enforcement. The Plaintiff
4 is informed and believes, and on that basis alleges, that such actions were motivated by a desire to
5 protect the reputation of Defendants and each of them, and to protect the monetary support of
6 Defendants while fostering an environment where such assault could continue to occur.

7 STATUTE OF LIMITATIONS

8 53. Pursuant to *Code of Civil Procedure* §340.1(q) as amended by Assembly Bill 218,
9 effective January 1, 2020 there is a three (3) year window in which all civil claims of childhood
10 sexual assault are revived if they have not been litigated to finality. This provision provides that,
11 “[n]otwithstanding any other provision of law, any claim for damages described in paragraphs (1)
12 through (3), inclusive, of subdivision (a) that has not been litigated to finality and that would
13 otherwise be barred as of January 1, 2020, because the applicable statute of limitations, claim
14 presentation deadline, or any other time limit had expired, is revived, and these claims may be
15 commenced within three years of January 1, 2020. A plaintiff shall have the later of the three-year
16 time period under this subdivision or the time period under subdivision (a) as amended by the act
17 that added this subdivision.” These claims of the Plaintiff have not been previously litigated to
18 finality and have been filed (or are still pending) within the timeframe specified *supra*, thus, it is
19 timely under the revised provisions of *Code of Civil Procedure* §340.1(q).

20 54. The Plaintiff is under the age of forty (40) years old at the time of filing of the
21 Complaint, therefore, their action is timely pursuant to *Code of Civil Procedure* §340.1(a).

22 RATIFICATION

23 60. DEFENDANTS RELIGIOUS ENTITIES, and DOES 6 through 500, having full
24 knowledge of the dangerous and sexually exploitive propensities of ROSALIO MEDRANO or
25 other perpetrators, ratified ROSALIO MEDRANO’s conduct and are liable. *See, e.g., C.R. v.*
26 *Tenet Healthcare Corp.* (2009) 169 Cal.App.4th 1094, 1110 (“...an employer may be liable for an
27 employee’s act where the employer either authorized the tortious act or subsequently ratified an
28 originally unauthorized tort. [Citations.] The failure to discharge an employee who has committed

1 misconduct may be evidence of ratification. [Citations.] The theory of ratification is generally
2 applied where an employer fails to investigate or respond to charges that an employee committed
3 an intentional tort, such as assault or battery.”); *Ratcliff, et al. v. The Roman Catholic Archbishop*
4 *of Los Angeles, et al.* (Case No. B302558) (Cal. App. 2 Dist. Apr. 29, 2021). Prior to the
5 Plaintiff’s exploitation by ROSALIO MEDRANO, the DEFENDANTS RELIGIOUS ENTITIES
6 knew, or should have known, that ROSALIO MEDRANO was unfit to be around minor children
7 and posed a danger to those children ROSALIO MEDRANO was assigned to care for, or
8 otherwise supervise.

9 61. The patterns and practices of DEFENDANTS RELIGIOUS ENTITIES, and
10 DOES 6 through 500, inclusive, made them aware and/or be on notice of other perpetrators’
11 sexual misconduct with minors prior to the first occasion when Plaintiff was placed in ROSALIO
12 MEDRANO’s custody through the acts of Defendants. Accordingly, at the time ROSALIO
13 MEDRANO and DEFENDANTS RELIGIOUS ENTITIES, and DOES 6 through 500, inclusive,
14 performed the acts alleged herein, it was or should have been reasonably foreseeable to
15 Defendants that by continuously exposing and making Plaintiff available to ROSALIO
16 MEDRANO, Defendants were placing Plaintiff in grave risk of being sexually assaulted by
17 ROSALIO MEDRANO. By knowingly subjecting Plaintiff to such foreseeable danger,
18 DEFENDANTS RELIGIOUS ENTITIES, and DOES 6 through 500, inclusive, were duty-bound
19 to take reasonable steps and implement reasonable safeguards to protect Plaintiff from ROSALIO
20 MEDRANO. Furthermore, as alleged herein, DEFENDANTS RELIGIOUS ENTITIES, and
21 DOES 6 through 500, inclusive, at all times exercised a sufficient degree of control over
22 ROSALIO MEDRANO’s personal and business affairs so as to be able to prevent the acts of
23 assault by keeping ROSALIO MEDRANO away from Plaintiff. However, DEFENDANTS
24 RELIGIOUS ENTITIES, and DOES 6 through 500, inclusive, failed to take any reasonable steps
25 or implement any reasonable safeguards for Plaintiff’s protection whatsoever, and continued to
26 make Plaintiff accessible to ROSALIO MEDRANO for the purposes of sexual assault.

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1 **FIRST CAUSE OF ACTION**
2 **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**
3 **(Against Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A**
4 **CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION &**
5 **WELFARE CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS,**
6 **LOS ANGELES UNIFIED SCHOOL DISTRICT, ROSALIO MEDRANO and DOES 6**
7 **through 500)**

8 62. Plaintiff repeats, re-alleges and incorporates herein by reference all prior
9 paragraphs, as though fully set forth herein.

10 63. Defendants' conduct towards the Plaintiff, as described herein, was outrageous and
11 extreme.

12 64. A reasonable person would not expect or tolerate the DEFENDANTS
13 RELIGIOUS ENTITIES and DOES 6 through 500 putting ROSALIO MEDRANO in positions of
14 authority at DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, which enabled
15 ROSALIO MEDRANO to have access to minor children, including the Plaintiff, so that
16 ROSALIO MEDRANO could commit wrongful sexual acts with them, including the conduct
17 described herein above. The Plaintiff held great trust, faith and confidence in Defendants, which,
18 by virtue of Defendants' wrongful conduct, turned to fear.

19 65. A reasonable person would not expect or tolerate the DEFENDANTS
20 RELIGIOUS ENTITIES to be incapable of supervising and preventing employees of Defendants,
21 including ROSALIO MEDRANO, from committing wrongful sexual acts with minor children in
22 their charge, including Plaintiff, or to be incapable of properly supervising ROSALIO
23 MEDRANO to prevent such assault from occurring.

24 66. Defendants' conduct described herein was intentional and malicious and done for
25 the purpose of causing, or with reckless disregard to the rights of Plaintiff, with the substantial
26 certainty that it would cause Plaintiff and the other children who were enrolled in, participated in,
27 or were members and participants in, activities of their parish and of Defendants' religious,
28 educational, recreational, and social programs, to suffer humiliation, mental anguish and
emotional and physical distress.

67. As a result of the above-described conduct, Plaintiff suffered and continues to
suffer great pain of mind and body, shock, emotional distress, physical manifestations of

1 emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
2 enjoyment of life; has suffered and continues to suffer and was prevented and will continue to be
3 prevented from performing daily activities and obtaining the full enjoyment of life; will sustain
4 loss of earnings and earning capacity, and has incurred and will continue to incur expenses for
5 medical and psychological treatment, therapy, and counseling.

6 68. As to DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500,
7 Plaintiff reserves the right to file a Motion to Amend the complaint, pursuant to *Code of Civil*
8 *Procedure* §425.14.

9 **THIRD CAUSE OF ACTION**
10 **NEGLIGENCE**
11 **(Against Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A**
12 **CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION &**
13 **WELFARE CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS,**
14 **LOS ANGELES UNIFIED SCHOOL DISTRICT, and DOES 6 through 500)**

15 77. Plaintiff repeats, re-alleges and incorporates herein by reference all prior
16 paragraphs, as though fully set forth herein.

17 78. As more fully set forth above, the conduct and actions of the DEFENDANTS
18 RELIGIOUS ENTITIES, and DOES 6 through 500, served to create an environment in which
19 ROSALIO MEDRANO was afforded years of continuous secluded access to minor children
20 including the Plaintiff, a minor child at the time of Plaintiff's sexual assaults by ROSALIO
21 MEDRANO.

22 79. As more fully set forth above, DEFENDANTS RELIGIOUS ENTITIES, and
23 DOES 6 through 500, inclusive, were aware and/or on notice of ROSALIO MEDRANO's sexual
24 misconduct with minors prior to the first occasion on which Plaintiff was placed in ROSALIO
25 MEDRANO's custody through the acts of Defendants. Accordingly, at the time ROSALIO
26 MEDRANO and DEFENDANTS RELIGIOUS ENTITIES, and DOES 6 through 500, inclusive,
27 performed the acts alleged herein, it was or should have been reasonably foreseeable to
28 Defendants that by continuously exposing and making Plaintiff available to ROSALIO
MEDRANO, Defendants were placing Plaintiff in grave risk of being sexually assaulted by
ROSALIO MEDRANO. By knowingly subjecting Plaintiff to such foreseeable danger,

1 DEFENDANTS RELIGIOUS ENTITIES, and DOES 6 through 500, inclusive, were duty-bound
2 to take reasonable steps and implement reasonable safeguards to protect Plaintiff from ROSALIO
3 MEDRANO. Furthermore, as alleged herein, DEFENDANTS RELIGIOUS ENTITIES, and
4 DOES 6 through 500, inclusive, at all times exercised a sufficient degree of control over
5 ROSALIO MEDRANO's personal and business affairs to prevent the acts of assault by keeping
6 ROSALIO MEDRANO away from Plaintiff. However, DEFENDANTS RELIGIOUS
7 ENTITIES, and DOES 6 through 500, inclusive, failed to take any reasonable steps or implement
8 any reasonable safeguards for Plaintiff's protection whatsoever, and continued to make Plaintiff
9 accessible to ROSALIO MEDRANO for the purposes of sexual assault.

10 **NEGLIGENCE PER SE—PENAL CODE MANDATORY CHILD ABUSE REPORTING**

11 80. Under the Child Abuse and Neglect Reporting Act ("CANRA"), DEFENDANTS
12 RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, by and through their agents,
13 servants, volunteers, and/or employees, including priests, were childcare custodians and were
14 under a statutory duty to report known or suspected incidents of sexual molestation or abuse of
15 minors to a child protective agency, pursuant to California *Penal Code* § 11166, and/or not to
16 impede the filing of any such report. Furthermore, RELIGIOUS ENTITY DEFENDANTS and
17 DOES 6 through 500 were under a statutory duty to provide their employees with various
18 acknowledgements of reporting requirements under *Penal Code* §11166.5.

19 81. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive,
20 knew or should have known that their agent, employee, counselor, advisor and mentor, including
21 ROSALIO MEDRANO, had sexually molested, abused or caused touching, battery, harm, and
22 other injuries to minors, including Plaintiff, giving rise to a duty to report such conduct under
23 California *Penal Code* §11166.

24 82. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive,
25 knew, or should have known of in the exercise of reasonable diligence, that an undue risk to
26 minors, including the Plaintiff, existed because DEFENDANTS RELIGIOUS ENTITIES did not
27 comply with California's mandatory reporting requirements.

28 83. By failing. to report the. continuing molestations and assaults, which

1 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, knew of or should
2 have known of, and by ignoring the fulfillment of the mandated compliance with the reporting
3 requirements provided under California *Penal Code* §11166, DEFENDANTS RELIGIOUS
4 ENTITIES and DOES 6 through 500, inclusive, created the risk and danger contemplated by
5 CANRA, and as a result, unreasonably and wrongfully exposed Plaintiff and other minors to
6 sexual molestation and abuse.

7 84. The Plaintiff was a member of the class of persons for whose protection California
8 *Penal Code* §11166 was specifically adopted to protect.

9 85. Had DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500,
10 inclusive, adequately reported the molestation of Plaintiff and other minors as required by
11 California *Penal Code* §11166, further harm to Plaintiff and other minors would have been
12 avoided.

13 86. As a proximate result of DEFENDANTS RELIGIOUS ENTITIES and DOES 6
14 through 500's, inclusive, failure to follow the mandatory reporting requirements of California
15 *Penal Code* §11166, DEFENDANTS RELIGIOUS ENTITIES, and DOES 6 through 500,
16 inclusive, wrongfully denied the Plaintiff and other minors the intervention of child protection
17 services. Such public agencies would have changed the then-existing arrangements and
18 conditions that provided the access and opportunities for the molestation of Plaintiff by
19 ROSALIO MEDRANO.

20 87. The physical, mental, and emotional damages and injuries resulting from the
21 sexual molestation of Plaintiff by ROSALIO MEDRANO, were the type of occurrence and
22 injuries that the CANRA was designed to prevent.

23 88. As a result, DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's,
24 inclusive, failure to comply with the mandatory reporting requirements of California *Penal Code*
25 §11166 also constituted a *per se* breach of DEFENDANTS RELIGIOUS ENTITIES, and DOES
26 1 through 500's, inclusive duties to Plaintiff.

27 89. As a direct and proximate result of the failure of DEFENDANTS RELIGIOUS
28 ENTITIES and DOES 6 through 500, inclusive, to protect Plaintiff from the acts of childhood

1 sexual assault to which Plaintiff was subjected to by ROSALIO MEDRANO, Plaintiff has
2 suffered the physical injury of sexual assault and has suffered and will continue to suffer severe
3 mental and emotional distress including, but not limited to, great pain of mind and body, shock,
4 emotional distress, physical manifestations of emotional distress, embarrassment, loss of self-
5 esteem, disgrace, humiliation, and loss of enjoyment of life; has suffered and continues to suffer
6 and was prevented and will continue to be prevented from performing daily activities and
7 obtaining the full enjoyment of life; will sustain loss of earnings and earning capacity, and has
8 incurred and will continue to incur expenses for medical and psychological treatment, therapy,
9 and counseling; and loss of past and future earnings and other economic benefits according to
10 proof at the time of trial.

11 **FOURTH CAUSE OF ACTION**
12 **NEGLIGENT SUPERVISION**

13 **(Against Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A**
14 **CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION &**
15 **WELFARE CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS,**
16 **LOS ANGELES UNIFIED SCHOOL DISTRICT, and DOES 6 through 500)**

17 90. Plaintiff repeats, re-alleges and incorporates herein by reference all prior
18 paragraphs, as though fully set forth herein.

19 91. By virtue of Plaintiff's special relationship with DEFENDANTS RELIGIOUS
20 ENTITIES and DOES 6 through 500, inclusive, and DEFENDANTS RELIGIOUS ENTITIES
21 and DOES 6 through 500's, inclusive, relation to ROSALIO MEDRANO, DEFENDANTS
22 RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, owed Plaintiff a duty to provide
23 reasonable supervision of the Plaintiff, to provide reasonable supervision of ROSALIO
24 MEDRANO, to use reasonable care in investigating ROSALIO MEDRANO's background, and
25 to provide adequate warning to the Plaintiff, Plaintiff's family, and other children, of ROSALIO
26 MEDRANO's dangerous propensities and unfitness. Said Defendants, and each of them, further
27 owed Plaintiff a duty to protect against the foreseeable risk of sexual assaults committed upon
28 children, including Plaintiff, during or arising out of those activities sponsored and controlled
by Defendants in which Plaintiff was a participant.

92. Plaintiff is informed and believes, and on that basis alleges, that DEFENDANTS

1 RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, by and through their respective
2 agents, servants and employees, knew or should have known of ROSALIO MEDRANO's
3 dangerous and exploitive propensities and/or that ROSALIO MEDRANO was an unfit agent.
4 Despite such knowledge, DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500,
5 inclusive, negligently failed to supervise ROSALIO MEDRANO in his position of trust and
6 authority as an authority figure and supervisor of children, where ROSALIO MEDRANO was
7 able to commit wrongful acts against the Plaintiff. DEFENDANTS RELIGIOUS ENTITIES and
8 DOES 6 through 500, inclusive, failed to provide reasonable supervision of ROSALIO
9 MEDRANO, failed to use reasonable care in investigating ROSALIO MEDRANO and failed to
10 provide adequate warning to Plaintiff of ROSALIO MEDRANO's dangerous propensities and
11 unfitness. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, further
12 failed to take reasonable measures to prevent sexual assault, harassment, and molestation of
13 children, including Plaintiff.

14 93. Plaintiff is informed and believes, and on that basis alleges, that DEFENDANTS
15 RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, were put on notice, and knew or
16 should have known, that ROSALIO MEDRANO had previously engaged and was continuing to
17 engage in unlawful sexual conduct with children and committed other felonies, for ROSALIO
18 MEDRANO's own personal gratification, and that it was, or should have been foreseeable that
19 ROSALIO MEDRANO was engaging, or would engage in illicit sexual activities with Plaintiff,
20 and others, under the cloak of his authority, confidence, and trust, bestowed upon ROSALIO
21 MEDRANO through DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500,
22 inclusive, and each of them.

23 94. Plaintiff is informed and believes, and on that basis alleges, that DEFENDANTS
24 RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, were placed on actual or
25 constructive notice that, ROSALIO MEDRANO had assaulted children prior to, and/or during the
26 time he was in contact with the Plaintiff. Plaintiff is informed, and thereon alleges, that
27 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, were informed of
28 sexual assault, harassment and molestations committed by ROSALIO MEDRANO or of conduct

1 that would put a reasonable person on notice of such propensity to assault, harassment and
2 molestation.

3 95. Even though DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500,
4 inclusive, knew or should have known of these activities by ROSALIO MEDRANO,
5 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, did nothing to
6 investigate, supervise or monitor ROSALIO MEDRANO to ensure the safety of the guests.

7 96. As an institution entrusted with the care of minors, where staff, employees, agents,
8 and management, such as ROSALIO MEDRANO were placed in contact with minors,
9 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's expressly and implicitly
10 represented that these individuals, including ROSALIO MEDRANO, were not a sexual threat to
11 children and others who would fall under ROSALIO MEDRANO's influence, control, direction,
12 and guidance.

13 97. DEFENDANTS RELIGIOUS ENTITIES, and DOES 6 through 500, inclusive,
14 negligently failed to supervise ROSALIO MEDRANO in his positions of trust and authority as an
15 employee, agent, counselor and mentor, and/or other authority figure, where ROSALIO
16 MEDRANO was able to commit wrongful acts against the Plaintiff. DEFENDANTS
17 RELIGIOUS ENTITIES, and DOES 6 through 500, inclusive, failed to provide reasonable
18 supervision of ROSALIO MEDRANO. DEFENDANTS RELIGIOUS ENTITIES and DOES 6
19 through 500 further failed to take reasonable measures to prevent sexual harassment, molestation
20 and assault of minors, including the Plaintiff.

21 98. At no time during the periods of time alleged did DEFENDANTS RELIGIOUS
22 ENTITIES and DOES 6 through 500, inclusive, have in place a system or procedure to
23 reasonably investigate, supervise and monitor individuals in contact with minor children,
24 including ROSALIO MEDRANO, to prevent pre-sexual grooming and sexual harassment,
25 molestation and assault of children, nor did they implement a system or procedure to oversee or
26 monitor conduct toward minors, students and others in DEFENDANTS RELIGIOUS ENTITIES
27 and DOES 6 through 500's care.

28 99. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive,

1 were or should have known to be aware and understand how vulnerable children were to sexual
2 harassment, molestation and assault by mentors, advisors, and other persons of authority within
3 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive.

4 100. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's, inclusive,
5 conduct was a breach of their duties to the Plaintiff.

6 101. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive,
7 breached their duty to the Plaintiff by, *inter alia*, failing to adequately monitor and supervise
8 ROSALIO MEDRANO and stopping ROSALIO MEDRANO from committing wrongful sexual
9 acts with minors including the Plaintiff. This belief is founded on the fact that employees and
10 staff of DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, had
11 suspected the assault was occurring at the time, and failed to investigate into the matter further.
12 Based on these facts, DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500,
13 inclusive, knew or should have known of ROSALIO MEDRANO's incapacity to supervise and
14 stop employees of DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive
15 from committing wrongful sexual acts with minors.

16 102. As a direct and proximate result of the failures of DEFENDANTS RELIGIOUS
17 ENTITIES and DOES 6 through 500, inclusive, Plaintiff has suffered and will continue to suffer
18 the physical injury of childhood sexual assault, severe mental and emotional distress including,
19 but not limited to, great pain of mind and body, shock, emotional distress, physical manifestations
20 of emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
21 enjoyment of life; has suffered and will continue to suffer and is prevented and will continue to be
22 prevented from performing daily activities and obtaining the full enjoyment of life; will sustain
23 loss of earnings and earning capacity, and has incurred and will continue to incur expenses for
24 medical and psychological treatment, therapy, and counseling; and loss of past and future
25 earnings and other economic benefits according to proof at the time of trial.

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1 **FIFTH CAUSE OF ACTION**
2 **NEGLIGENT RETENTION/HIRING**
3 **(Against Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A**
4 **CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION &**
5 **WELFARE CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS,**
6 **LOS ANGELES UNIFIED SCHOOL DISTRICT, and DOES 6 through 500)**

7 103. Plaintiff repeats, re-alleges and incorporates herein by reference all prior
8 paragraphs, as though fully set forth herein.

9 104. By virtue of Plaintiff's special relationship with Defendants, inclusive and each of
10 them, and DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's, inclusive,
11 relation to ROSALIO MEDRANO, DEFENDANTS RELIGIOUS ENTITIES and DOES 6
12 through 500, inclusive, owed Plaintiff a duty not to hire and/or retain ROSALIO MEDRANO,
13 given ROSALIO MEDRANO's dangerous and exploitive propensities, which DEFENDANTS
14 RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, knew or should have known had
15 they engaged in a meaningful and adequate investigation of his background prior to ROSALIO
16 MEDRANO's hiring.

17 105. As an institution entrusted with the care of minors, where staff, employees, agents,
18 and management, such as ROSALIO MEDRANO was placed in contact with minors,
19 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's, inclusive, expressly and
20 implicitly represented that these individuals, including ROSALIO MEDRANO, were not a sexual
21 threat to children and others who would fall under ROSALIO MEDRANO's influence, control,
22 direction, and guidance.

23 106. Plaintiff is informed and believes, and on that basis alleges, that at no time during
24 the periods of time alleged did DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through
25 500's, inclusive, have in place a system or procedure to reasonably investigate, supervise and/or
26 monitor those individuals in direct contact with children, including ROSALIO MEDRANO, to
27 prevent pre-sexual grooming and/or sexual harassment, molestation and assault of parishioners,
28 nor did they implement a system or procedure to oversee or monitor conduct toward patrons and
others in DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's, inclusive, care.

107. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, and

1 each of them were or should have been aware and understood how vulnerable minor children
2 were to sexual assault, harassment and molestation by persons of authority, including ROSALIO
3 MEDRANO, within the control of DEFENDANTS RELIGIOUS ENTITIES and DOES 6
4 through 500, inclusive.

5 108. Plaintiff is informed and believes, and on that basis alleges, other children and/or
6 employees of DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's, inclusive,
7 complained of ROSALIO MEDRANO's sexual improprieties prior to the sexual assault of the
8 Plaintiff. Either DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's, inclusive,
9 knew, or at the very least should have known of ROSALIO MEDRANO's prior history of sexual
10 misconduct with minors prior to Plaintiff's assaults.

11 109. Plaintiff is informed, and believes, and on that basis alleges, that the
12 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, were put on
13 notice, and should have known that ROSALIO MEDRANO had previously engaged and
14 continued to engage in unlawful sexual conduct with patrons and other felons, for his own
15 personal gratification, and that it was, or should have been foreseeable that he was engaging, or
16 would engage in illicit sexual activities with Plaintiff, and others, under the cloak of his authority,
17 confidence, and trust, bestowed upon him through DEFENDANTS RELIGIOUS ENTITIES and
18 DOES 6 through 500, inclusive.

19 110. Plaintiff is informed and believes, and on that basis alleges that DEFENDANTS
20 RELIGIOUS ENTITIES and DOES 6 through 500's, inclusive, were placed on actual and/or
21 constructive notice that ROSALIO MEDRANO had abused, harassed, molested and/or was
22 molesting minor children, both before his sexual assault, molestation and harassment of the
23 Plaintiff, and during that same period. Plaintiff is informed, and thereon alleges, that other third
24 parties, patrons, and/or law enforcement officials informed DEFENDANTS RELIGIOUS
25 ENTITIES and DOES 6 through 500, inclusive, of inappropriate conduct and molestations
26 committed by ROSALIO MEDRANO.

27 111. Even though DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500,
28 inclusive, knew or should have known of these activities by ROSALIO MEDRANO, Plaintiff is

1 informed that DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive,
2 failed to use reasonable care in investigating ROSALIO MEDRANO and did nothing to
3 investigate, supervise or monitor ROSALIO MEDRANO to ensure the safety of the other minor
4 children in his charge, including the Plaintiff.

5 112. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's, inclusive,
6 conduct was a breach of their duties to the Plaintiff.

7 113. As a direct and proximate result of the failures of DEFENDANTS RELIGIOUS
8 ENTITIES and DOES 6 through 500, inclusive, Plaintiff has suffered and will continue to suffer
9 the physical injury of sexual assault, and severe mental and emotional distress including, but not
10 limited to, great pain of mind and body, shock, emotional distress, physical manifestations of
11 emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
12 enjoyment of life; have suffered and continue to suffer and were prevented and will continue to
13 be prevented from performing daily activities and obtaining the full enjoyment of life; will sustain
14 loss of earnings and earning capacity, and have incurred and will continue to incur expenses for
15 medical and psychological treatment, therapy, and counseling; and/or loss of past and/or future
16 earnings and other economic benefits according to proof at the time of trial.

17 **SIXTH CAUSE OF ACTION**
18 **NEGLIGENT FAILURE TO TRAIN, WARN OR EDUCATE**
19 **(Against Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A**
20 **CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION &**
21 **WELFARE CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS,**
22 **LOS ANGELES UNIFIED SCHOOL DISTRICT, and DOES 6 through 500)**

23 114. Plaintiff repeats, re-alleges and incorporates herein by reference all prior
24 paragraphs, as though fully set forth herein.

25 115. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive
26 owed Plaintiff a duty to take reasonable protective measures to protect Plaintiff and other minor
27 children in their charge from the risk of sexual assault, harassment and molestation by ROSALIO
28 MEDRANO by properly warning, training or educating the Plaintiff and other minors about how
to avoid such a risk.

116. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive,

1 breached their duty to take reasonable protective measures to protect Plaintiff and other minor
2 children in their charge, from the risk of sexual assault, harassment and molestation by ROSALIO
3 MEDRANO such as the failure to properly warn, train or educate Plaintiff and other minor
4 children in their charge about how to avoid such a risk.

5 117. Defendants breached their duty to take reasonable protective measures to protect
6 Plaintiff and other minor children in their charge from the risk of sexual harassment, molestation
7 and assault by ROSALIO MEDRANO, by failing to supervise and/or stop employees of
8 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, inclusive, including
9 ROSALIO MEDRANO from committing wrongful sexual acts with minor children, including
10 Plaintiff.

11 118. As a direct and proximate result of the failures of DEFENDANTS RELIGIOUS
12 ENTITIES and DOES 6 through 500, inclusive, Plaintiff has suffered and will continue to suffer
13 severe mental and emotional distress including, but not limited to, great pain of mind and body,
14 shock, emotional distress, physical manifestations of emotional distress, embarrassment, loss of
15 self-esteem, disgrace, humiliation, and loss of enjoyment of life; has suffered and continues to
16 suffer and was prevented and will continue to be prevented from performing daily activities and
17 obtaining the full enjoyment of life; will sustain loss of earnings and earning capacity, and has
18 incurred and will continue to incur expenses for medical and psychological treatment, therapy,
19 and counseling; and/or loss of past and/or future earnings and other economic benefits according
20 to proof at the time of trial.

21 **EIGHTH CAUSE OF ACTION**

22 **CONSTRUCTIVE FRAUD (CIVIL CODE §1573)**

23 **(Against Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A**
24 **CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION &**
25 **WELFARE CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS,**
26 **LOS ANGELES UNIFIED SCHOOL DISTRICT, ROSALIO MEDRANO, and DOES 6**
27 **through 500)**

28 125. Plaintiff repeats, re-alleges and incorporates herein by reference all prior
paragraphs, as though fully set forth herein.

126. By. holding ROSALIO. MEDRANO out as an agent of DEFENDANTS

1 RELIGIOUS ENTITIES and DOES 6 through 500, and by allowing ROSALIO MEDRANO to
2 undertake the educational, religious, and social instruction and accompanying custody and control
3 of minor children such as Plaintiff, DEFENDANTS RELIGIOUS ENTITIES. And DOES.
4 1 through 500 entered into a confidential, fiduciary and special relationship with Plaintiff.

5 127. By holding themselves out as qualified institutions for the safety and supervision
6 of children, and by undertaking to provide for the wellness, spiritual guidance and mentorship of
7 Plaintiff and other minors, DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500
8 entered into a confidential, fiduciary and special relationship with Plaintiff.

9 128. Defendants breached their confidential, fiduciary duty and special duties to
10 Plaintiff by engaging in the wrongful and negligent conduct described above and incorporated
11 into this cause of action, and in so doing, gained an advantage over Plaintiff in matters relating to
12 Plaintiff's safety, security and health. In breaching such duties as alleged, Defendants were able
13 to sustain their status as institutions of high moral repute, and preserve their reputation, all at the
14 expense of Plaintiff's further injury and in violation of Defendants' mandatory duties.

15 129. By virtue of their confidential, fiduciary and special relationship with Plaintiff,
16 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500 owed Plaintiff a duty to:

- 17 a. Investigate or otherwise confirm or deny such claims of sexual assault;
- 18 b. Reveal such facts to Plaintiff, Plaintiff's family and caretakers, the
19 community at large, and law enforcement agencies;
- 20 c. Refuse to place ROSALIO MEDRANO and other molesters in positions
21 of trust and authority within Defendants' institutions;
- 22 d. Refuse to hold out ROSALIO MEDRANO and other molesters to the
23 public, the community, minors, parents and law enforcement agencies as
24 being in good standing and as trustworthy in keeping with his and their
25 position as a teacher, counselor, spiritual advisor, managing administrator
26 and/or authority figure;
- 27 e. Refuse to assign ROSALIO MEDRANO and other molesters to positions
28 of power within the Defendants' institutions and over minors;
- 29 f. Disclose to Plaintiff, Plaintiff's family, the public, the Defendants'
30 community, minors, and law enforcement agencies about the wrongful,
31 tortious, and sexually exploitive acts that ROSALIO MEDRANO had
32 engaged in with children.

33 130. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's breach of
34 their respective duties included:

- 1 a. Not making reasonable investigations of ROSALIO MEDRANO;
- 2 b. Issuing no warnings about ROSALIO MEDRANO;
- 3 c. Permitting ROSALIO MEDRANO routinely to be alone with and in
4 control of minors, unsupervised;
- 5 d. Not adopting a policy to prevent ROSALIO MEDRANO from routinely
6 having minors in DOE PERPPETRATOR's unsupervised control;
- 7 e. Making no reports of any allegations of ROSALIO MEDRANO's assault
8 of minors prior to or during his employment at Defendants;
- 9 f. Assigning and continuing to assign ROSALIO MEDRANO to duties
10 which placed ROSALIO MEDRANO in positions of authority and trust
11 over minors, positions in which ROSALIO MEDRANO could easily
12 isolate and sexually assault minors.

13 131. At the time that Defendants engaged in such suppression and concealment of acts,
14 such acts were done for the purpose of causing Plaintiff to forbear on Plaintiff's rights.

15 132. Defendants' misconduct did reasonably cause Plaintiff to forbear on his or her
16 rights.

17 133. The misrepresentations, suppressions and concealment of facts by Defendants
18 were intended to and were likely to mislead Plaintiff and others to believe that DEFENDANTS
19 RELIGIOUS ENTITIES and DOES 6 through 500 had no knowledge of any charges against
20 ROSALIO MEDRANO, or that there were no other charges of unlawful or sexual misconduct
21 against ROSALIO MEDRANO or others and that there was no need for them to take further
22 action or precaution.

23 134. The misrepresentations, suppressions and concealment of facts by Defendants was
24 likely to mislead Plaintiff and others to believe that DEFENDANTS RELIGIOUS ENTITIES and
25 DOES 6 through 500 had no knowledge of the fact that ROSALIO MEDRANO was a molester
26 and was known to commit wrongful sexual acts with minors, including Plaintiff.

27 135. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500 knew or
28 should have known at the time they suppressed and concealed the true facts regarding others'
sexual molestations, that the resulting impressions were misleading.

136. DEFENDANTS RELIGIOUS ENTITIES suppressed and concealed the true facts
regarding ROSALIO MEDRANO with the purpose of: preventing Plaintiff, Plaintiff's parents
and family, and others, from learning that ROSALIO MEDRANO and others had been and were

1 continuing to sexually harass, molest and assault minors and others under ROSALIO
2 MEDRANO's and DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's control,
3 direction, and guidance, with complete impunity; inducing people, including Plaintiff and other
4 benefactors and donors to participate and financially support Defendants and other enterprises of
5 Defendants; preventing further reports and outside investigations into ROSALIO MEDRANO's
6 and Defendants' conduct; preventing discovery of Defendants' own conduct; avoiding damage to
7 the reputations of Defendants; protecting Defendants' power and status in the community and the
8 academic community; avoiding damage to the reputation of Defendants, or Defendants'
9 institutions; and avoiding the civil and criminal liability of DEFENDANTS RELIGIOUS
10 ENTITIES and DOES 6 through 500, of ROSALIO MEDRANO, and of others.

11 137. At all times mentioned herein, Defendants, and in particular ROSALIO
12 MEDRANO and DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, with
13 knowledge of the tortious nature of their own and ROSALIO MEDRANO's conduct, knowingly
14 conspired and gave each other substantial assistance to perpetrate the misrepresentations, fraud
15 and deceit alleged herein—ignoring past allegations of sexual misconduct lodged against
16 ROSALIO MEDRANO, and allowing ROSALIO MEDRANO to remain in his position as a
17 mentor, spiritual leader, and/or supervisor of children, so they could maintain their reputations
18 and continue to make a profit.

19 138. Plaintiff and others were misled by Defendants' suppressions and concealment of
20 facts, and in reliance thereon, were induced to act or induced not to act, exactly as intended by
21 Defendants. Specifically, Plaintiff and Plaintiff's family were induced to believe that there were
22 no allegations of criminal or sexual assault against ROSALIO MEDRANO and that ROSALIO
23 MEDRANO was safe to be around children. Had Plaintiff and their families, and others, known
24 the true facts about ROSALIO MEDRANO, they would have not participated further in activities
25 of DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, or continued to financially
26 support Defendants' activities. They would have reported the matters to the proper authorities, to
27 other minors and their parents so as to prevent future recurrences; they would not have allowed
28 children, including Plaintiff, to be alone with, or have any relationship with ROSALIO

1 MEDRANO; they would not have allowed children, including Plaintiff, to attend or be under the
2 control of Defendants; they would have undertaken their own investigations which would have
3 led to discovery of the true facts; and they would have sought psychological counseling for
4 Plaintiff, and for other children molested and assaulted by ROSALIO MEDRANO.

5 139. By giving ROSALIO MEDRANO the position of spiritual guide, priest, confidant,
6 and trusted individual, DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500
7 impliedly represented that ROSALIO MEDRANO was safe and morally fit to give children
8 direction and guidance.

9 140. When DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500 made
10 these affirmative or implied representations and non-disclosures of material facts,
11 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500 knew or should have known
12 that the facts were otherwise. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500
13 knowingly and intentionally suppressed the material facts that ROSALIO MEDRANO had on
14 numerous, prior occasions sexually, physically, and mentally assaulted minors of or at
15 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, including Plaintiff, and
16 knew of or learned of conduct, or should have known of conduct by ROSALIO MEDRANO
17 which placed DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500 on notice that
18 ROSALIO MEDRANO had previously been suspected of felonies, including unlawful sexual
19 conduct with minors, and was likely abusing children.

20 141. Because of Plaintiff's young age, and because of the status of ROSALIO
21 MEDRANO as an authority figure to Plaintiff, Plaintiff was vulnerable to ROSALIO
22 MEDRANO. The ROSALIO MEDRANO sought Plaintiff out and was empowered by and
23 accepted Plaintiff's vulnerability. Plaintiff's vulnerability also prevented Plaintiff from effectively
24 protecting Plaintiff from the sexual advances of ROSALIO MEDRANO.

25 142. Defendants had the duty to obtain and disclose information relating to sexual
26 misconduct of ROSALIO MEDRANO.

27 143. Defendants misrepresented, concealed or failed to disclose information relating to
28 sexual misconduct of ROSALIO MEDRANO.

1 144. Defendants. Knew that they had misrepresented, concealed or failed to disclose
2 information related to sexual misconduct of ROSALIO MEDRANO.

3 145. Plaintiff justifiably relied upon Defendants for information relating to sexual
4 misconduct of ROSALIO MEDRANO.

5 146. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, and
6 ROSALIO MEDRANO, in concert with each other and with the intent to conceal and defraud,
7 conspired and came to a meeting of the minds whereby they would misrepresent, conceal or fail
8 to disclose information relating to the sexual misconduct of ROSALIO MEDRANO, the inability
9 of DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500 to supervise or stop
10 ROSALIO MEDRANO from sexually harassing, molesting and abusing Plaintiff, and
11 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500's own failure to investigate,
12 supervise and monitor properly ROSALIO MEDRANO's conduct with minor children.

13 147. By so concealing, Defendants committed at least one act in furtherance of the
14 conspiracy.

15 148. As a direct and proximate result of the failures of DEFENDANTS RELIGIOUS
16 ENTITIES and DOES 6 through 500, inclusive, Plaintiff has suffered and will continue to suffer
17 the physical injury of sexual assault, severe mental and emotional distress including, but not
18 limited to, great pain of mind and body, shock, emotional distress, physical manifestations of
19 emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
20 enjoyment of life; has suffered and will continue to suffer and was prevented and will continue to
21 be prevented from performing daily activities and obtaining the full enjoyment of life; will sustain
22 loss of earnings and earning capacity, and has incurred and will continue to incur expenses for
23 medical and psychological treatment, therapy, and counseling; and/or loss of past and/or future
24 earnings and other economic benefits according to proof at the time of trial.

25 149. In addition, when Plaintiff finally discovered the fraud of Defendants, and
26 continuing thereafter, Plaintiff experienced recurrences of the above-described injuries. In
27 addition, when Plaintiff finally discovered the fraud of Defendants, and continuing thereafter,
28 Plaintiff experienced extreme and severe mental anguish and emotional distress that Plaintiff had

1 been the victim of Defendants' fraud; that Plaintiff had not been able to help other minors being
2 molested because of the fraud, and that Plaintiff had not been able because of the fraud to receive
3 timely medical treatment needed to deal with the problems that Plaintiff had suffered and
4 continues to suffer as a result of the sexual harassment, molestation and assault.

5 150. As to DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500,
6 Plaintiff reserves the right to file a Motion to Amend the complaint, pursuant to *Code of Civil*
7 *Procedure* §425.14.

8 **NINTH CAUSE OF ACTION**
9 **SEXUAL HARASSMENT (CIVIL CODE §51.9)**
10 **(Against Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A**
11 **CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION &**
12 **WELFARE CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS,**
13 **LOS ANGELES UNIFIED SCHOOL DISTRICT, ROSALIO MEDRANO, and DOES 6**
14 **through 500)**

15 151. Plaintiff repeats, re-alleges and incorporates herein by reference all prior
16 paragraphs, as though fully set forth herein.

17 152. During Plaintiff's time as a minor at DEFENDANTS RELIGIOUS ENTITIES and
18 DOES 6 through 500, ROSALIO MEDRANO intentionally, recklessly and wantonly made
19 sexual advances, solicitations, requests, demands for sexual compliance of a hostile nature based
20 on Plaintiff's gender that were unwelcome, pervasive and severe, all under the supervision of
21 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500, who were acting in the
22 course and scope of their agency with Defendants and each of them. The sexual harassment of
23 each Plaintiff is detailed *supra*.

24 153. The incidents of assault outlined herein took place while Plaintiff was under the
25 control of Defendants, as well as the staff of DEFENDANTS RELIGIOUS ENTITIES and DOES
26 6 through 500, in their capacity and position as teachers, spiritual advisors, counselors, mentors,
27 supervisors and administrators at DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through
28 500 and while acting specifically on behalf of Defendants.

154. During Plaintiff's time as a minor at DEFENDANTS RELIGIOUS ENTITIES and
DOES 6 through 500, ROSALIO MEDRANO intentionally, recklessly and wantonly did acts
which resulted in harmful and offensive contact with intimate parts of Plaintiff's person,

1 including but not limited to, using his position of authority and age to force Plaintiff to give into
2 ROSALIO MEDRANO's sexual suggestions.

3 155. Because of Plaintiff's relationship with DEFENDANTS RELIGIOUS ENTITIES
4 and DOES 6 through 500, ROSALIO MEDRANO, and given Plaintiff's young age as a minor,
5 Plaintiff was unable easily to terminate the relationship held with the Defendants.

6 156. Because of ROSALIO MEDRANO's age and position of authority, physical
7 seclusion of the Plaintiff, Plaintiff's mental and emotional state, and Plaintiff's young age which
8 was under the age of consent, Plaintiff was unable to, and did not, give meaningful consent to
9 such acts.

10 157. Even though the Defendants knew or should have known of these activities by
11 ROSALIO MEDRANO, Defendants did nothing to investigate, supervise or monitor ROSALIO
12 MEDRANO to ensure the safety of the minor children.

13 158. Because of Plaintiff's relationship with Defendants, as a minor child, parishioner,
14 student and/or altar server with DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through
15 500, and Plaintiff's young age as a minor child, Plaintiff was unable easily to terminate the priest-
16 parishioner relationship with ROSALIO MEDRANO, DEFENDANTS RELIGIOUS ENTITIES
17 and DOES 6 through 500.

18 159. A corporation is a "person" within meaning of *Civil Code* §51.9, which subjects
19 persons to liability for sexual harassment within a business, service or professional relationship,
20 and such an entity defendant may be held liable under this statute for the acts of its employees.
21 *C.R. v. Tenet Healthcare Corp.*, (2009) 169 Cal.App.4th 1094. Further, principles of ratification
22 apply when the principal ratifies the agent's originally unauthorized harassment, as is alleged to
23 have occurred herein.

24 160. DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500 ratified the
25 sexual misconduct of ROSALIO MEDRANO. The theory of liability against the DEFENDANTS
26 RELIGIOUS ENTITIES is for Ratification, as alleged in Paragraphs 60 and 61, *supra*, and
27 incorporated herein by reference. Furthermore, further facts supporting this theory of Ratification
28 are pleaded in the Plaintiff's Adoption Form herein.

1 160.1 DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500 are directly
2 liable for the sexual harassment suffered by the Plaintiff under *Civil Code* §51.9. As the Plaintiff
3 was a victim of an act committed against the Plaintiff by an officer, director, or managing agent
4 of DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500. Specifically, ROSALIO
5 MEDRANO was in a position of authority, influence, and power at DEFENDANTS RELIGIOUS
6 ENTITIES, in which ROSALIO MEDRANO exercised corporate discretion, made policy for
7 the DEFENDANTS RELIGIOUS ENTITIES and for which acts committed by ROSALIO
8 MEDRANO are attributable to the DEFENDANTS RELIGIOUS ENTITIES. Specifically,
9 ROSALIO MEDRANO was the following with the DEFENDANTS RELIGIOUS ENTITIES:

- 10 a. Officer;
- 11 b. Director, or
- 12 c. Managing Agent

13 161. Defendants' conduct (and the conduct of their agents) was a breach of their duties
14 to Plaintiff.

15 162. As a direct and proximate result of the failures of Defendants, inclusive, Plaintiff
16 has suffered and will continue to suffer the physical injury of sexual assault, severe mental and
17 emotional distress including, but not limited to, great pain of mind and body, shock, emotional
18 distress, physical manifestations of emotional distress, embarrassment, loss of self-esteem,
19 disgrace, humiliation, and loss of enjoyment of life; has suffered and will continue to suffer and
20 was prevented and will continue to be prevented from performing daily activities and obtaining
21 the full enjoyment of life; will sustain loss of earnings and earning capacity, and have incurred
22 and will continue to incur expenses for medical and psychological treatment, therapy, and
23 counseling; and/or loss of past and/or future earnings and other economic benefits according to
24 proof at the time of trial.

25 163. As to DEFENDANTS RELIGIOUS ENTITIES and DOES 6 through 500,
26 Plaintiff reserves the right to file a Motion to Amend the complaint for this cause of action for
27 Punitive Damages, pursuant to *Code of Civil Procedure* §425.14.

28 164. Plaintiff seeks attorney's fees. pursuant to. *Civil. Code.* §52, with respect to

1 Plaintiff's claim being made under §51.9, as an available remedy.

2 **ELEVENTH CAUSE OF ACTION**
3 **SEXUAL BATTERY (CIVIL CODE §1708.5)**
4 **(Against Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A**
5 **CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION &**
6 **WELFARE CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS,**
7 **LOS ANGELES UNIFIED SCHOOL DISTRICT, ROSALIO MEDRANO, and DOES 6**
8 **through 500)**

9 173. Plaintiff re-alleges and incorporates by reference herein each and every allegation
10 contained herein above as though fully set forth and brought in this cause of action.

11 174. During Plaintiff's time at DEFENDANTS RELIGIOUS ENTITIES and DOES 6
12 through 500, ROSALIO MEDRANO intentionally, recklessly and wantonly did acts which were
13 intended to, and did result in harmful and offensive contact with intimate parts of Plaintiff's
14 person. Plaintiff was subjected to at least one instance of sexual assault by ROSALIO
15 MEDRANO, during Plaintiff's time as a minor with DEFENDANTS RELIGIOUS ENTITIES
16 and DOES 6 through 500.

17 175. The ROSALIO MEDRANO did the aforementioned acts with the intent to cause a
18 harmful or offensive contact with an intimate part of Plaintiff's person and would offend a
19 reasonable sense of personal dignity. Further, said acts did cause a harmful or offensive contact
20 with an intimate part of Plaintiff's person that would offend a reasonable sense of personal
21 dignity.

22 176. Because of ROSALIO MEDRANO's position of authority over Plaintiff, and
23 Plaintiff's mental and emotional state, and Plaintiff's young age which was under the age of
24 consent, Plaintiff was unable to, and did not, give meaningful consent to such acts.

25 177. As a direct, legal, and proximate result of the acts of ROSALIO MEDRANO,
26 Plaintiff sustained serious and permanent injuries to his person, all of which are damages in an
27 amount to be shown according to proof and within the jurisdiction of the Court.

28 178. As a direct result of the sexual battery by ROSALIO MEDRANO, Plaintiff has
difficulty in reasonably or meaningfully interacting with others, including those in positions of
authority over Plaintiff including teachers, and supervisors, and in intimate, confidential and

1 familial relationships, due to the trauma of childhood sexual assault inflicted upon Plaintiff by
2 Defendants. This inability to interact creates conflict with Plaintiff's values of trust and
3 confidence in others, and has caused Plaintiff substantial emotional distress, anxiety, nervousness,
4 anger and fear. As a direct result of the molestation by ROSALIO MEDRANO, Plaintiff has had
5 issues with his or her personal life, such as issues with trust and control. These feelings have
6 caused Plaintiff substantial emotional distress, guilt, anxiety, nervousness and fear.

7 179. In subjecting the Plaintiff to the wrongful treatment herein described, ROSALIO
8 MEDRANO, acted willfully and maliciously with the intent to harm Plaintiff, and in conscious
9 disregard of Plaintiff's rights, so as to constitute malice and oppression under California *Civil*
10 *Code* §3294. Plaintiff is therefore entitled to the recovery of punitive damages, in an amount to be
11 determined by the court, against ROSALIO MEDRANO, in a sum to be shown according to
12 proof.

13 **TWELFTH CAUSE OF ACTION**
14 **SEXUAL ASSAULT**
15 **(Against Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A**
16 **CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION &**
17 **WELFARE CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS,**
18 **LOS ANGELES UNIFIED SCHOOL DISTRICT, ROSALIO MEDRANO, and DOES 6**
19 **through 500)**

20 180. Plaintiff re-alleges and incorporates by reference herein each and every allegation
21 contained herein as though fully set forth and brought in this cause of action.

22 181. The ROSALIO MEDRANO, in doing the things herein alleged, including
23 intending to subject Plaintiff to numerous instances of sexual abuse and molestation, intended to
24 cause harmful or offensive contact with Plaintiff's person, or intended to put Plaintiff in imminent
25 apprehension of such contact.

26 182. In doing the things herein alleged, Plaintiff was put in imminent apprehension of a
27 harmful or offensive contact by ROSALIO MEDRANO, and actually believed ROSALIO
28 MEDRANO had the ability to make harmful or offensive contact with Plaintiff's person.

183. Plaintiff did not consent to ROSALIO MEDRANO's intended harmful or
offensive contact with Plaintiff's person, or intent to put Plaintiff in imminent apprehension of
such contact. Additionally, because Plaintiff was a minor during the time herein alleged, they

1 lacked the ability to consent to sexual contact with any person.

2 184. In doing the things herein alleged, ROSALIO MEDRANO violated Plaintiff's
3 right, pursuant to *Civil Code* §43, of protection from bodily restraint or harm, and from personal
4 insult. In doing the things herein alleged, ROSALIO MEDRANO violated his duty, pursuant to
5 *Civil Code* §1708, to abstain from injuring the person of Plaintiff or infringing upon Plaintiff's
6 rights.

7 185. As a result of the above-described conduct, Plaintiff has suffered and continues to
8 suffer great pain of mind and body, shock, emotional distress, physical manifestations of
9 emotional distress including embarrassment, loss of self-esteem, disgrace, humiliations, and loss
10 of enjoyment of life; has suffered and will continue to suffer and was prevented and will continue
11 to be prevented from performing daily activities and obtaining the full enjoyment of life; will
12 sustain loss of earnings and earning capacity, and/or has incurred and will continue to incur
13 expenses for medical and psychological treatment, therapy, and counseling.

14 186. Plaintiff is informed and based thereon alleges that the conduct of ROSALIO
15 MEDRANO was oppressive, malicious and despicable in that it was intentional and done in
16 conscious disregard for the rights and safety of others, and were carried out with a conscious
17 disregard of Plaintiff's right to be free from such tortious behavior, such as to constitute
18 oppression, fraud or malice pursuant to California *Civil Code* §3294, entitling Plaintiff to punitive
19 damages against ROSALIO MEDRANO in an amount appropriate to punish and set an example
20 of ROSALIO MEDRANO.

21 **PRAYER FOR RELIEF**

22 Wherefore, Plaintiff prays for Judgment against Defendants as follows:

- 23 1. For past, present and future general damages in an amount to be determined at
24 trial;
- 25 2. For past, present and future special damages, including but not limited to past,
26 present and future lost earnings, economic damages and others, in an amount to be
27 determined at trial;
- 28 3. Any appropriate statutory damages, including but not limited to attorneys' fees;

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- 4. For costs of suit;
- 5. For pre- and post- judgment interest as allowed by law;
- 8. For such other and further relief as the court may deem proper.

DATED: December 19, 2022

DEMARCO LAW FIRM

By: /s/ Anthony M. DeMarco
ANTHONY M. DEMARCO, Esq.
Attorney for Plaintiff, JOHN MDO DOE

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DEMAND FOR JURY TRIAL

A trial by jury is hereby demanded by Plaintiff.

DATED: December 19, 2022

DEMARCO LAW FIRM

By: /s/ Anthony M. DeMarco
ANTHONY M. DEMARCO, Esq.
Attorneys for Plaintiff, JOHN MDO DOE

1 Anthony M. De Marco, [SBN: 189153]
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2 DEMARCO LAW FIRM
133 W Lemon Avenue
3 Monrovia, California 91016
4 Tel: 626-844-7700

5 Attorney for Plaintiff No. 1345
6

7 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
8 **FOR THE COUNTY OF LOS ANGELES - SPRING STREET COURTHOUSE**

9 IN THE MATTER OF THE SOUTHERN
CALIFORNIA CLERGY CASES

) **Case No.:** 22STCV38521

) JCCP: 5101

) Judge: Hon. David S. Cunningham, III

) Dept.: 11

) **FIRST AMENDED NOTICE OF ADOPTION**
) **FORM OF FIRST AMENDED MASTER**
) **COMPLAINT**

) **Underlying Action:**

) JOHN MDO DOE, an individual;

) Plaintiff,

) v.

) THE ROMAN CATHOLIC ARCHDIOCESE
) OF LOS ANGELES, A CORPORATION SOLE;
) THE ARCHDIOCESE OF LOS ANGELES
) EDUCATION & WELFARE CORPORATION;
) ALLIANCE COLLEGE-READY PUBLIC
) SCHOOLS; LOS ANGELES UNIFIED
) SCHOOL DISTRICT; ROSALIO MEDRANO;
) and DOES 6 through 500, inclusive,

) Defendants.

Plaintiff No. 1345.

1 COMES NOW, PLAINTIFF JOHN MDO DOE (“Plaintiff”), who, pursuant to the Court’s
2 Case Management Order, hereby submits this First Amended Notice of Adoption Form of the First
3 Amended Master Complaint filed in the above-captioned case.

4 Plaintiff’s underlying action is entitled *JOHN MDO DOE, an individual; v. THE ROMAN*
5 *CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION SOLE; THE*
6 *ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE CORPORATION; ALLIANCE*
7 *COLLEGE-READY PUBLIC SCHOOLS; LOS ANGELES UNIFIED SCHOOL DISTRICT;*
8 *ROSALIO MEDRANO; and DOES 6 through 500, inclusive,* (Case No. 22STCV38521).

9 Plaintiff has been assigned a Plaintiff number; it is Plaintiff No. 1345.

10 Plaintiff has not been assigned a Plaintiff number.

11 Plaintiff is not a part of a multi-plaintiff action.

12 Plaintiff is a part of a multi-plaintiff action.

13 Plaintiff brings this action against the following Defendants:

14 1. THE ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A
15 CORPORATION SOLE,

16 2. THE ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE
17 CORPORATION,

18 3. DOE PARISH,

19 4. ALLIANCE COLLEGE-READY PUBLIC SCHOOLS,

20 4.1 LOS ANGELES UNIFIED SCHOOL DISTRICT,

21 5. DOE RELIGIOUS ORDER,

22 6. ROSALIO MEDRANO,

23 7. DOES 6 through 500, inclusive.

24 Plaintiff incorporates by reference only those causes of action marked below in this First
25 Amended Notice of Adoption Form. Plaintiff agrees to be bound by any rulings with respect to the
26 pleading and adopts any and all amendments made to the First Amended Master Complaint.

27 Plaintiff hereby adopts the following cause(s) of action as alleged in the First Amended Master
28 Complaint:

1 1. First Cause of Action: INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS
2 (Against Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A
3 CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE
4 CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS, LOS ANGELES
5 UNIFIED SCHOOL DISTRICT, ROSALIO MEDRANO and DOES 6 through 500). ☒

6 2. Second Cause of Action: HUMAN TRAFFICKING (CIVIL CODE §52.5) (Against
7 Defendants DOE ARCHDIOCESE, DOE DIOCESE, DOE PARISH, DOE SCHOOL, DOE
8 RELIGIOUS ORDER, DOE PERPETRATOR, and DOES 1 through 500). ☐

9 3. Third Cause of Action: NEGLIGENCE (Against Defendants the ROMAN
10 CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION SOLE, the
11 ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE CORPORATION, ALLIANCE
12 COLLEGE-READY PUBLIC SCHOOLS, LOS ANGELES UNIFIED SCHOOL DISTRICT, and
13 DOES 6 through 500) ☒

14 4. Fourth Cause of Action: NEGLIGENT SUPERVISION (Against Defendants the
15 ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION SOLE, the
16 ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE CORPORATION, ALLIANCE
17 COLLEGE-READY PUBLIC SCHOOLS, LOS ANGELES UNIFIED SCHOOL DISTRICT, and
18 DOES 6 through 500). ☒

19 5. Fifth Cause of Action: NEGLIGENT RETENTION/HIRING (Against Defendants the
20 ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION SOLE, the
21 ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE CORPORATION, ALLIANCE
22 COLLEGE-READY PUBLIC SCHOOLS, LOS ANGELES UNIFIED SCHOOL DISTRICT, and
23 DOES 6 through 500). ☒

24 6. Sixth Cause of Action: NEGLIGENT FAILURE TO TRAIN, WARN OR EDUCATE
25 (Against Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A
26 CORPORATION SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE
27 CORPORATION, ALLIANCE COLLEGE-READY PUBLIC SCHOOLS, LOS ANGELES
28 UNIFIED SCHOOL DISTRICT, and DOES 6 through 500). ☒

1 7. Seventh Cause of Action: BREACH OF FIDUCIARY DUTY (Against Defendants
2 DOE ARCHDIOCESE, DOE DIOCESE, DOE PARISH, DOE SCHOOL, DOE RELIGIOUS
3 ORDER, DOE PERPETRATOR, and DOES 1 through 500).

4 8. Eighth Cause of Action: CONSTRUCTIVE FRAUD (*CIVIL CODE* §1573) (Against
5 Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION
6 SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE CORPORATION,
7 ALLIANCE COLLEGE-READY PUBLIC SCHOOLS, LOS ANGELES UNIFIED SCHOOL
8 DISTRICT, ROSALIO MEDRANO, and DOES 6 through 500).

9 9. Ninth Cause of Action: SEXUAL HARASSMENT (*CIVIL CODE* §51.9) (Against
10 Defendants the ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION
11 SOLE, the ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE CORPORATION,
12 ALLIANCE COLLEGE-READY PUBLIC SCHOOLS, LOS ANGELES UNIFIED SCHOOL
13 DISTRICT, ROSALIO MEDRANO, and DOES 6 through 500).

14 10. Tenth Cause of Action: FRAUDULENT TRANSFER (Against Defendants DOE
15 ARCHDIOCESE, DOE DIOCESE, DOE PARISH, DOE SCHOOL, DOE RELIGIOUS ORDER,
16 DOE PERPETRATOR and DOES 1 through 500).

17 11. Eleventh Cause of Action: SEXUAL BATTERY (Against Defendants the ROMAN
18 CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION SOLE, the
19 ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE CORPORATION, ALLIANCE
20 COLLEGE-READY PUBLIC SCHOOLS, LOS ANGELES UNIFIED SCHOOL DISTRICT,
21 ROSALIO MEDRANO, and DOES 6 through 500).

22 12. Twelfth Cause of Action: SEXUAL ASSAULT (Against Defendants the ROMAN
23 CATHOLIC ARCHDIOCESE OF LOS ANGELES, A CORPORATION SOLE, the
24 ARCHDIOCESE OF LOS ANGELES EDUCATION & WELFARE CORPORATION, ALLIANCE
25 COLLEGE-READY PUBLIC SCHOOLS, LOS ANGELES UNIFIED SCHOOL DISTRICT,
26 ROSALIO MEDRANO, and DOES 6 through 500).

27 13. Thirteenth Cause of Action: GENDER VIOLENCE (*CIVIL CODE* §52.4) (Against
28 Defendants DOE ARCHDIOCESE, DOE DIOCESE, DOE PARISH, DOE SCHOOL, DOE

1 RELIGIOUS ORDER, DOE PERPETRATOR, and DOES 1 through 500).

2 14. Fourteenth Cause of Action: VIOLATION OF *PENAL CODE* §288(a) (Against
3 Defendants DOE ARCHDIOCESE, DOE DIOCESE, DOE PARISH, DOE SCHOOL, DOE
4 RELIGIOUS ORDER, DOE PERPETRATOR, and DOES 1 through 500).

5 15. Fifteenth Cause of Action: VIOLATION OF *PENAL CODE* §647.6(a)(1) (Against
6 Defendants DOE ARCHDIOCESE, DOE DIOCESE, DOE PARISH, DOE SCHOOL, DOE
7 RELIGIOUS ORDER, DOE PERPETRATOR, and DOES 1 through 500).

8

9 Plaintiff also hereby adopts the following paragraphs as alleged in the First Amended Master
10 Complaint:

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|----|-----|-------------------------------------|------|-------------------------------------|-----|-------------------------------------|
| 11 | 1. | <input checked="" type="checkbox"/> | 19. | <input type="checkbox"/> | 34. | <input checked="" type="checkbox"/> |
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| 23 | 13. | <input checked="" type="checkbox"/> | 28. | <input type="checkbox"/> | d. | <input checked="" type="checkbox"/> |
| 24 | 14. | <input type="checkbox"/> | 29. | <input type="checkbox"/> | e. | <input checked="" type="checkbox"/> |
| 25 | 15. | <input checked="" type="checkbox"/> | 30. | <input checked="" type="checkbox"/> | f. | <input checked="" type="checkbox"/> |
| 26 | 16. | <input type="checkbox"/> | 31. | <input checked="" type="checkbox"/> | g. | <input checked="" type="checkbox"/> |
| 27 | 17. | <input checked="" type="checkbox"/> | 32. | <input type="checkbox"/> | h. | <input checked="" type="checkbox"/> |
| 28 | 18. | <input type="checkbox"/> | 33. | <input checked="" type="checkbox"/> | i. | <input checked="" type="checkbox"/> |

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| 22 | g. | <input checked="" type="checkbox"/> | a. | <input type="checkbox"/> | 73. | <input type="checkbox"/> |
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24	103.	<input checked="" type="checkbox"/>	b.	<input checked="" type="checkbox"/>	147.	<input checked="" type="checkbox"/>
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28	107.	<input checked="" type="checkbox"/>	f.	<input checked="" type="checkbox"/>	151.	<input checked="" type="checkbox"/>

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|----|-------|-------------------------------------|------|-------------------------------------|-------|--------------------------|
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| 7 | 158. | <input checked="" type="checkbox"/> | 173. | <input checked="" type="checkbox"/> | 190. | <input type="checkbox"/> |
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| 12 | b. | <input checked="" type="checkbox"/> | 178. | <input checked="" type="checkbox"/> | 195. | <input type="checkbox"/> |
| 13 | c. | <input checked="" type="checkbox"/> | 179. | <input checked="" type="checkbox"/> | 196. | <input type="checkbox"/> |
| 14 | 161. | <input checked="" type="checkbox"/> | 180. | <input checked="" type="checkbox"/> | 197. | <input type="checkbox"/> |
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| 17 | 164. | <input checked="" type="checkbox"/> | 183. | <input checked="" type="checkbox"/> | 200. | <input type="checkbox"/> |
| 18 | 165. | <input type="checkbox"/> | 184. | <input checked="" type="checkbox"/> | 201. | <input type="checkbox"/> |
| 19 | 166. | <input type="checkbox"/> | 185. | <input checked="" type="checkbox"/> | 202. | <input type="checkbox"/> |
| 20 | 167. | <input type="checkbox"/> | 186. | <input checked="" type="checkbox"/> | | |
| 21 | 168. | <input type="checkbox"/> | 187. | <input type="checkbox"/> | | |

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Plaintiff also alleges the following causes of action not alleged in the Amended Master
Complaint:

SIXTEENTH CAUSE OF ACTION
For _____
(Against Defendants _____
and DOES 1 through 100)

1 203. Plaintiff re-alleges and incorporates by reference herein each and every allegation
2 contained herein above as though fully set forth and brought in this cause of action.

3 204. _____

4 205. Defendants' actions were the legal and proximate cause of Plaintiff's damages.

5 206. Plaintiff was subject to sexual abuse by Defendant DOE PERPETRATOR when
6 Plaintiff was approximately _____ years old. Such sexual abuse occurred between approximately
7 the following date(s):

8 Year (if known): _____ to Year (if known): _____ at the following location:

9 _____
10 (**Please attach additional pages, if necessary*)

11 207. Cause of action for _____

12 _____
13 208. Cause of action for _____

14 _____
15 209. Cause of action for _____

16 _____
17 210. Cause of action for _____

18 _____
19 211. Cause of action for _____

20 _____
21 212. Cause of action for _____

22 _____
23 _____
24 Factual Allegations which are Specific to Plaintiff:

25 Plaintiff JOHN MDO DOE is an adult male citizen of the Unites States born in the year 1992. He
26 was sexually assaulted by DEFENDANT ROSALIO MEDRANO beginning when he was
27 approximately 16 years old. DEFENDANT ROSALIO MEDRANO utilized the access and trust his
28 position with DEFENDANT THE ROMAN CATHOLIC ARCHDIOCESE OF LOS ANGELES, A

1 CORPORATION SOLE, DEFENDANT THE ARCHDIOCESE OF LOS ANGELES
2 EDUCATION & WELFARE CORPORATION, DEFENDANT ALLIANCE COLLEGE-READY
3 PUBLIC SCHOOLS, and DEFENDANT LOS ANGELES UNIFIED SCHOOL DISTRICT created
4 to gain access to, and the trust of Plaintiff and his family and to sexually assault and molest
5 Plaintiff.

6
7 **PLAINTIFF'S PRAYER FOR RELIEF:**

- 8 1. For past, present and future general damages in an amount to be determined at trial;
- 9 2. For past, present and future special damages including but not limited to past, present
10 and future lost earnings, economic damages and others, in an amount to be determined
11 at trial;
- 12 3. Any appropriate statutory damages, including but not limited to attorneys' fees, but not
13 including Treble Damages under *Code of Civil Procedure* §340.1;
- 14 4. For costs of suit;
- 15 5. For pre- and post- judgment interest as allowed by law;
- 16 6. For attorney's fees pursuant to the aforementioned statutes and otherwise allowable by
17 law;
- 18 a) California *Code of Civil Procedure* §1021.5;
- 19 b) California *Code of Civil Procedure* §1021.4;
- 20 c) California Civil Code §52;
- 21 7. With regard to the Tenth Cause of Action for Fraudulent Transfer, Plaintiff requests:
- 22 a) A judgment declaring that the Transfer of Asset(s) were void and invalid;
- 23 b) A money judgment against the transferees of the Assets for the value of the
24 Transferred Asset(s);
- 25 c) Imposition and enforcement of a lien in favor of Plaintiff on the Transfer of
26 Asset(s);
- 27 d) Other appropriate legal or equitable relief, including an attachment lien or
28 other provisional remedy, an injunction against further disposition of the

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Transfer of Asset(s) or its proceeds, and/or the appointment of a receiver to take charge of the asset(s) transferred or its proceeds; and/or

e) In the alternative, that the Transfer of Asset(s) was/were void and invalid, a judgment declaring that the purported creation and purpose of the Transfer of Asset(s) was void and invalid, and that all assets held or previously held are subject to the claims of Plaintiff.

8. For such other and further relief as the court may deem proper.

Plaintiff ___ also asserts the following damages prayer(s) not asserted in the Master Complaint:

Plaintiff makes a demand for a trial by jury.

DATED: December 19, 2022

DEMARCO LAW FIRM

By: /s/ Anthony M. DeMarco
ANTHONY M. DEMARCO, Esq.
Attorney for Plaintiff, JOHN MDO DOE