

that something was wrong with this case and he began to report on it much differently. Repeated articles by Mr. Daniels were "spun" in my favor and called into question many of the inconsistencies and sudden changes in the [REDACTED] story. Daniels also reported that he attempted to interview the [REDACTED] and Detective McLaughlin by telephone, but that none of them would speak with him because of his bent in my favor. In a telephone call to my office one evening, Mr. Daniels asked to talk with me "off the record". He said that someone had anonymously sent him a press release from the Diocese of Manchester and he wanted to know if I had seen it. I told him that I did not even know it existed, and Mr. Daniels said he would fax it to me along with an Associated Press report out of New Hampshire about the Diocesan press release which was to be publicized in the New England area the next day. Mr. Daniels faxed the press release and media reports to me while we remained on the telephone. He also faxed copies to Attorney Koch in Albuquerque and to Father Deibel in Sacramento at the same time. I was devastated by the contents of this press release which essentially served to negate any attempt I had thus made to defend myself against these charges. The diocesan release said that "the Church too is a victim of the actions of Gordon MacRae just as are these individuals. It is clear that he will never again function as a priest.....etc."

54. It was days later that Attorney Koch received a letter from the Diocesan attorney instructing us to have no further contact with his client, the Diocese of Manchester. Father Deibel, the canonist, reported that he was able to reach (then) Msgr. Christian (now Auxiliary Bishop) who defended the press release to Father Deibel as "carefully crafted" to respond to the public record and concerns about MacRae raised by the media". (Bp.) Christian said that he did not think that I would have even seen the press release in New Mexico. Attorney Bradford Cook would no longer return phone calls and refused any comment on the diocesan press release.

55. In 1997 the lawsuits brought by [REDACTED], [REDACTED] and [REDACTED] and [REDACTED] (Case History #86 and #126) were settled out of court by the Diocese and its legal counsel and insurers. Prior to the settlement the court hearing the matter held evidentiary hearings to respond to challenges to the statutes of limitations and other matters. I was excluded from these hearings and have never seen the transcripts of the hearings. Court pleadings from attorneys for the Diocese seemed to indicate that [REDACTED] who appeared at these evidentiary hearings for his civil lawsuit three years after testifying at my criminal trial, told a much different story with contradictory details. Attorney Eileen Nevins has been attempting to obtain a copy of the transcripts of these hearings, but Attorney Cook has informed her that no transcript exists because the Diocese never requested that the evidentiary hearings be transcribed. Since I was dropped as a party to the lawsuit I am not entitled to request the transcripts on my own, and even if I could the cost of transcription is estimated to be approximately \$3,000. Attorney Eileen Nevins pointed out that [REDACTED] post-trial testimony in these transcripts may be an important tool for seeking new evidence of fabrication on his part, however the attorneys for the Diocese have indicated that they will not request the transcription of these proceedings.

56. A new Ordinary for the Diocese of Manchester, Bishop John McCormack was installed in September, 1998. Bishop McCormack visited me at the New Hampshire State Prison on 20 December 1998. This was my first contact with any official of the Diocese since I began my imprisonment in September, 1994. The visit was not specific to me, but Bishop McCormack celebrated Christmas Mass at the prison on that day, and, on his own initiative, met with me for approximately thirty minutes prior to Mass. During this meeting Bishop McCormack and I discussed this case and my continued assertion that I am not guilty of the [REDACTED] and [REDACTED] charges. I informed Bishop

McCormack of local and national television and print media attempts to obtain the Case History I had written and of my refusals to allow the many details of the case to be made public at this time. I also informed Bishop McCormack that I had sent the written Case History and other related documents to the Cardinal Prefect of the Sacred Congregation for Clergy requesting a review of the matter in October of 1998. During our meeting of 20 December 1998 Bishop McCormack requested a copy of the Case History and this was sent, accompanied by a four page cover letter, in late December. I received a letter from Bishop McCormack acknowledging receipt of the cover letter and Case History on 5 January 1999. As of this writing (17 May 1999) Bishop McCormack has not responded to the content of my cover letter of 21 December 1998 nor to the Case History. In late January of 1999 Father David Deibel, J.D., J.C.L. sent a letter to Bishop McCormack requesting an opportunity to discuss his impressions of this matter and to advise Bishop McCormack of his own experience with diocesan officials during the development of my case before, during and after trial. Father Deibel has not received an acknowledgment or reply to his letter. In March, 1999 I wrote to Attorney Bradford Cook, legal counsel for the Diocese, requesting copies of three documents including the pre-trial press releases so that I could attach these copies to this addendum. I have received no response from Attorney Cook.

57. In April of 1999 a newspaper photograph in New Hampshire's statewide daily newspaper caught my eye in the prison library. It was a photograph of three men and a woman, none of whom were known to me, but I proceeded to read the caption and accompanying story. It was a report about a benefit and award ceremony conducted by the daily newspaper for the benefit of the New Hampshire Coalition to Prevent Child Abuse. The Master of Ceremonies for the evening was a partner from the Manchester Law Firm of Sheehan, Phinney, Bass and Green, the legal counsel for the Diocese of Manchester. The

woman in the photograph and the recipient of the award was Ms. Sylvia Gayle, a social worker for the State Division of Children and Youth Services and the author of the mysterious letter to Detective McLaughlin in 1988 claiming that a diocesan employee informed her that I had raped and murdered a child in Florida before being sent by the Church to New Hampshire. When an explanation of this information was requested from diocesan authorities by Attorney Ron Koch before my trial their position was that they had no knowledge of the origins of this letter or of the information contained within, and no avenue through which to learn more about it.

Notarization of Signature

I, the undersigned Rev. Gordon J. MacRae, do hereby certify that the herein affidavit is true, is recalled and written to the best of my ability, and is signed in the presence of a Notary Public.

Signed: G. MacRae
Rev. Gordon J. MacRae

Date: 19 May 1999

Notary: E. A. Nevins
Eileen A. Nevins, Esquire
Attorney / Notary Public **EILEEN A. NEVINS, Notary Public**
My Commission Expires December 17, 2002

The signed and notarized original of this document is in the
custody of: Eileen A. Nevins, Esquire
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