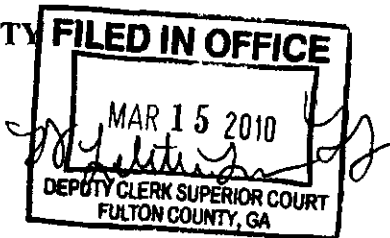


IN THE SUPERIOR COURT OF FULTON COUNTY  
STATE OF GEORGIA



ABEL MEIJA :  
 :  
 PLAINTIFF :  
 :  
 VS. :  
 :  
 JOHN SHRAMKO AND :  
 ST. PATRICKS CHURCH :  
 AND ARCHDIOCESE OF ATLANTA :  
 :  
 DEFENDANT :

2010CV182 824

COMPLAINT

COMES NOW the Plaintiff, Abel Mejia, and hereby files his Complaint for breach of fiduciary contract, intentional infliction of emotional distress, negligence, negligent hiring and supervision and loss of consortium.

1.

The Defendant John Shramko is resident of 1210 Helena Drive, Hixon, TN 37343 and is subject to the jurisdiction of this Court and may be served at the above address.

2.

The Defendant St. Patrick Church is located at 2140 Beaver Ruin Rd. Norcross, GA 30071 and is subject to the jurisdiction of this Court.

3.

Defendant Archdiocese of Atlanta is located at 680 West Peachtree Street N.W., Atlanta, GA and subject to the jurisdiction of this Court.

4.

St. Patrick's Church and the Archdiocese of Atlanta both vicarious liable for Defendant John Shramko's actions.

5.

At all times relevant hereto, Plaintiff Abel Mejia and his wife were members of St. Patrick's Church in Gwinnett County Georgia.

6.

Plaintiff and his wife began attending St. Patrick's Church in 2003. In 2006, Defendant John Shramko started serving as a pastor at St. Patrick's Church.

7.

On or about February 2007, Plaintiff realized that his wife stopped having marital relations with him and that she was spending more time at church.

8.

Plaintiff's wife began working at St. Patrick's church in September of 2007.

**Count 1**  
**BREACH OF FIDUCIARY RELATIONSHIP**

9.

Plaintiff and his family including his wife were all members of Saint Patrick's Catholic Church and regularly attended Sunday mass.

10.

Defendant John Shramko served as their Pastor at Saint Patrick's Catholic Church and Plaintiff's family regarded him as a spiritual leader.

11.

By virtue of their membership at Saint Patrick's Church and their confidence in the church and its pastors, the Plaintiff permitted his wife to be an employee at Saint Patrick's Church.

12.

As a result of the Defendant's Father Shramko's spiritual role to his family, the Plaintiff and his entire family bestowed confidence and trust in defendant Father Shramko, to the point that plaintiff would seek Father Shramko's counsel on a variety of personal issues.

13.

Due to the established relationship Plaintiff's family had developed with the Church and Father Shramko, Plaintiff's wife accepted employment in assisting Father Shramko and other priest; with the full support and backing of Plaintiff.

14.

Not long after her employment, plaintiff noticed a deprivation of interest in consortium, including a total absence sexual intimacy in the marriage.

15.

In May 2008, Plaintiff arrives home accompanied by his children to find Defendant John Shramko and his wife in a compromising position in the kitchen; Father Shramko was half naked and Plaintiff's wife was completely naked and they were both locked in an

intimate embrace. Plaintiff chased Defendant John Shramko out of his home.

**16.**

Defendant Shramko left his shoes, watch, necklace and other personal belongings in the home. Plaintiff's children recognized the Defendant John Shramko as the Pastor at Saint Patrick's.

**Count 2**

**INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**

**17.**

The Defendant knew or ought to have known that having an intimate and romantic relationship with the Plaintiff'd would inflict severe emotional distress to Plaintiff.

**18.**

Plaintiff and his children suffered severe emotionally distress and had to seek counseling and therapy.

**19.**

Defendant's conduct in having an intimate relationship with a parishioner's wife, who is under his counsel is extreme and outrageous and exceeds all reasonable bounds of decency in a civilized society.

**20.**

As a result of Defendants conduct, Plaintiff and his children, developed sleep deprivation, had consistent headaches, severe loss of appetite, high blood pressure for which treatment had to be sought.

**Count 3**

**NEGLIGENCE**

**21.**

Defendant's St. Patrick's Church and the Archdiocese of Atlanta owed a duty to the plaintiff based on the relationship between the Plaintiff and the Defendant. In that the Plaintiff was a parishioner that attended the church and John Shramko was one of the priests at the church.

**22.**

Defendant breached the duty by having a romantic relationship with the plaintiff's wife.

**23.**

As a direct result of defendant's action the plaintiff has suffered both economic and emotional damages as follows: medical expenses, family therapy expenses, cost of raising his three children as a single parent.

**COUNT 4**  
**NEGLIGENT HIRING AND SUPERVISION**

**24.**

Defendant St. Patrick church knew or ought to have known, the propensity of defendant John Shramko to be romantically involved with people under his care and supervision.

**25.**

Defendant Archdiocese failed to supervise the actions of Defendant John Shramko thereby allowing him to romantically engaged, with Plaintiff's wife.

**COUNT 5**  
**LOSS OF CONSORTIUM**

**26.**

Defendant John Shramko, as a priest at St. Patrick's Church was in a position of trust and maintains a fiduciary duty towards the Plaintiff's wife.

**27.**

Defendant John Shramko by having a romantic affair with Plaintiff's wife misused his position of trust and breached his fiduciary duty.

**28.**

As a result of Defendant's breach, Plaintiff John Shramko suffered a decrease in the time he spent with his wife, he suffered a loss of his companion as well as a severe decrease in sexual intimacy between him and his wife.


**29.**

**WHEREFORE**, Plaintiff respectfully prays for a judgment to be awarded to her and against Defendant for the following:

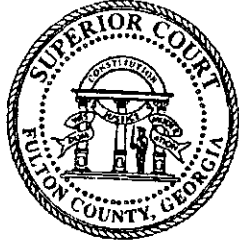
- (a) Damages associated with the pain and suffering from the adultery and divorce
- (b) Damages incurred from Plaintiff enrolling his children in counseling classes
- (c) Plaintiff be awarded punitive damages in an amount to be determined by this Honorable Court;
- (d) Plaintiff be awarded a trial by jury;
- (e) Plaintiff be awarded such other relief as this Court deems just and proper under the circumstances; and
- (f) Plaintiff be allowed to amend his Complaint in order to avoid a manifest

injustice.

Respectfully Submitted,

  
\_\_\_\_\_  
William A. Tiku  
Georgia Bar No. 142256  
Attorney for Plaintiff

**Tiku & Associates P.C**  
2470 Windy Hill Rd. Suite 116  
Marietta, Ga. 30067  
(770) 272-9470



IN THE SUPERIOR COURT OF FULTON COUNTY, GEORGIA

136 PRYOR STREET, ROOM C-103, ATLANTA, GEORGIA 30303

SUMMONS

Abel Meija

Case No.: 2010CV182824

Plaintiff,

vs. John Shramko + St Patrick's Church + Archdiocese of Atlanta

Defendant

TO THE ABOVE NAMED DEFENDANT(S):

Your are hereby summoned and required to file with the Clerk of said Court and serve upon plaintiff's attorney, whose name and address is:

William A. TIKO  
2470 Windy Hill Rd  
Ste 116  
Marietta, GA 30067

An answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. **IF YOU FAIL TO DO SO, JUDGMENT BY DEFAULT WILL BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.**

This 15<sup>th</sup> day of March, 20 10

Honorable Cathelene "Tina" Robinson  
Clerk of Superior Court

By [Signature]  
Deputy Clerk

To defendant upon whom this petition is served:

This copy of complaint and summons was served upon you \_\_\_\_\_, 20\_\_\_\_

Deputy Sheriff