

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, ss.

DEDHAM DISTRICT COURT
DOCKET NO. 2154CR000670

COMMONWEALTH

v.

THEODORE MCCARRICK

COMMONWEALTH'S STATEMENT OF CASE

Now comes the Commonwealth in the above-captioned matter and respectfully indicates that the following is a brief narration of the allegations in the above-captioned matter. The following is not intended to serve as a Bill of Particulars nor does it represent all of the facts known to the Commonwealth.

In 1947, Theodore McCarrick met the victim's uncle while attending Fordham Preparatory School in New York. At that time, McCarrick began spending considerable amounts of time with the victim's family, which was devoutly Catholic. McCarrick's father had passed away and McCarrick eventually became like another son to the victim's grandfather. McCarrick would attend family gatherings and would travel on vacation with the victim's family.

In 1964, the victim was born in New Jersey. He was one of seven children. He grew up with McCarrick immersed in his family's lives. It was a given that McCarrick would be present for any family events or milestones. The victim referred to McCarrick as "Uncle Ted" and McCarrick referred to the victim as his nephew.

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DEDHAM DISTRICT

When the victim was 11 years old, McCarrick began sexually assaulting him. The first time anything occurred was when the victim was changing out of his swimsuit in his bedroom. At that point in time, McCarrick was already a priest. McCarrick exposed himself to the victim, telling him that, "they were the same." He told the victim that he would be the victim's pathway to Christ.

From that point on, the abuse escalated. The victim was often told by his family to go confess his sins to McCarrick. This would typically occur when McCarrick was present at the family home or on occasion at other locations. At that time, McCarrick would take the victim somewhere alone and ask him about his sins of mind and body. He would then pull down the victim's pants and touch the victim's penis with his hands, kiss the victim's penis with his lips, all while saying a prayer over him. On some of the occasions, McCarrick would take out holy water and rub it on the victim's penis. McCarrick would then tell the victim to say prayers before returning to the family. This type of abuse occurred from 1969 through 1971 in New York and New Jersey. In 1971 the victim's family moved to California, where McCarrick would come and visit. Sexual abuse also occurred in California from 1971-1974.

On June 8, 1974, the victim's older brother was married in Massachusetts and the victim and his family traveled to Massachusetts for the wedding. McCarrick was the priest that officiated the wedding ceremony. The victim had just turned 16 years old right before the wedding. The reception took place at the Wellesley College Club. While at the reception, McCarrick approached the victim and stated, "Your dad wants you to come out with me and have a talk. You are being mischievous at home and not attending church. We need to go outside and have a conversation." McCarrick and the victim

then left the reception and went outside for a walk along the wooded paths near the reception site. McCarrick told the victim that he needed to be closer to his family and that he didn't want to hear any more bad news from the victim's father when they spoke again.

While they were out walking, the victim indicated that he needed to use the restroom. McCarrick told him to pee in the bushes. The victim unzipped his pants and removed his penis to urinate. McCarrick came over to the victim, held onto his penis with his hand and said, "Here, let me help you with that." The victim stated that he felt like McCarrick was inspecting him. He finished urinating and stated to investigators that he did not enjoy McCarrick touching him. The victim then put his penis back in his pants as quickly as possible. McCarrick and the victim then went back to the building where the reception was located.

The victim described that inside the front area of the building there was coat room that had a table and two chairs in it. McCarrick and the victim sat down in the two chairs and talked some more. At that point, McCarrick told the victim that he needed to go to confession and he closed the blinds. The victim told investigators that he knew what was going to happen. The victim stated that he did not want to make a scene at his brother's wedding and did not want to disturb everything. He described having more respect for his mother, father, and brother than himself at that time.

McCarrick told the victim to take his pants off. The victim's pants were pushed down to his knees. McCarrick then told the victim that he was, "still small" and commented about him not being a man or having pubic hair. McCarrick then told the victim, "I'm not sure what I'm going to do with you." McCarrick then leaned in and

kissed the tip of the victim's penis with his mouth while holding it with both hands. He then cupped the victim's testicles and stated, "Your balls haven't even dropped. You have no balls." McCarrick continued to kiss the victim's penis and stayed over it saying prayers.

After McCarrick finished saying the prayers, he told the victim to stand up and pull his pants up. He then instructed the victim to say "Hail Mary's" and "Our Father's" before leaving the room that he was in. When the victim got back to the reception, McCarrick was already gone. The victim's father asked him how the talk with the McCarrick went. The victim told his father that he went to confession with McCarrick and the victim's father told the victim he was glad. He instructed the victim to listen to McCarrick and to do what McCarrick tells him. The victim described that his father would tell him that McCarrick would help him and the victim thought, "Maybe this is what it was supposed to be, maybe this was supposed to happen. I don't know. I was a still a naïve young man."

The sexual abuse of the victim by McCarrick continued in the years following the incident in Wellesley. The victim first disclosed the incidents of abuse in the summer of 2018 to his brother in law ("M.L."). Detective Christopher Connelly of the Wellesley Police Department interviewed, M.L. in June 2021. M.L. stated that there was an article in the media about a 16 year old boy that was abused by a person in the church. M.L. said that he was talking with the victim about it and the victim disclosed to M.L. that the same thing had happened to him. The victim then disclosed to M.L. numerous incidents of abuse by McCarrick that occurred in various states over the years.

M.L. further told police that the victim's family revered McCarrick and that he was a fixture in the family. M.L. said that McCarrick presided over five of the seven marriages in the family. He stated that the family was proud of McCarrick and the family looked up to him.

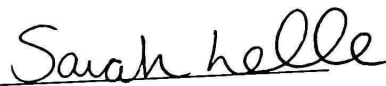
Det. Connelly also spoke with one of the victim's brothers. He stated that following the Wellesley wedding he traveled out of the country with the victim and given their close age they spent a lot of time together on the trip. He felt like the victim was "off" and he wasn't sure why at the time. He described that something was "eating" at the victim.

He went on to state that there was one occasion where McCarrick visited him and the victim while they were living in California. McCarrick invited the two boys out to dinner in San Francisco. After dinner, they went back to the Fairmount Hotel where McCarrick was staying. McCarrick called their parents and told them that he had a few beers and thought it best that the boys stayed at the hotel with him that night. The brother stated that when they went to bed, McCarrick came over to him and was rubbing his back. The brother told McCarrick to knock it off and leave him alone. However, McCarrick continued and was "spooning" him at one point. He again told McCarrick to leave him alone and McCarrick finally did stop. The next day when McCarrick dropped the boys off, McCarrick was playing, "defense" with the parents because McCarrick was afraid that he would tell them what had happened. McCarrick then told the parents that the brother was snoring and that he had to rub his back to get him to sleep.

On June 28, 2021, Detective Christopher Connelly and Sgt. Detective Gallagher traveled to Missouri to speak with McCarrick. Upon arrival, Detectives introduced

themselves and explained that they wished to speak to McCarrick regarding his relationship with the victim. They explained that they worked for the Wellesley Police Department, which is near Boston, Massachusetts. McCarrick blurted out, "There was nothing in Boston with [the victim]".

Respectfully submitted,
for the Commonwealth,



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