

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

REV. XIU HUI “JOSEPH” JIANG, )  
 )  
Plaintiffs, )  
 )  
v. ) Case No. 4:15-cv-01008  
 )  
 )  
TONYA LEVETTE PORTER, )  
JAIMIE D. PITTERLE, )  
CITY OF ST. LOUIS, MISSOURI, )  
A.M., N.M., SURVIVORS NETWORK )  
OF THOSE ABUSED BY PRIESTS, )  
DAVID CLOHESSY, and )  
BARBARA DORRIS, )  
 )  
Defendants. )

**THE SNAP DEFENDANTS’ INITIAL DISCLOSURES**

Defendants SNAP, David Clohessy, and Barbara Dorris, (collectively “the SNAP Defendants”), hereby submit their Initial Disclosures pursuant to Rule 26(a)(1) of the Federal Rules of Civil Procedure.

**Introductory Statement**

These initial disclosures are made in good faith by The SNAP Defendants based upon the information reasonably available at this time. The SNAP Defendants reserve the right to supplement these disclosures if subsequent investigation reveals additional information or the need for revisions to information disclosed. In particular, these disclosures should not be construed to limit The SNAP Defendants' ability to later identify individuals with knowledge of relevant facts or documents as they may become known to The SNAP Defendants through further discovery and investigation. At this time, The SNAP Defendants identify the following information and documents which may be used to support their claims and defenses in this matter. By identifying such information and documents, The SNAP Defendants do not waive any objections based upon relevance, materiality, confidentiality, privilege, immunity from disclosure, or other grounds.

**Rule 26 Disclosures**

*A. The name and, if known, the address and telephone number of each individual likely to have discoverable information that the disclosing party may use to support its claims or defenses, unless solely for impeachment, identifying the subjects of the information.*

**Response:** The SNAP Defendants may use the following witnesses to support their claims and defenses in this matter:

**Plaintiff Jiang.** Mr. Jiang may have knowledge of the following: the facts of the sexual molestations at issue in Lincoln County and St. Louis City; the identification and location of witnesses regarding these incidents; Plaintiff's medical, mental, and emotional history; any prior acts of abuse committed by Plaintiff; Plaintiff's lack of damages; and any and all additional matters as may be included in his forthcoming discovery responses, depositions, and disclosures in this matter.

**Archdiocese of St. Louis.** The Archdiocese of St. Louis was Plaintiff's employer at the time of the sexual molestations at issue, and its employees may be knowledgeable regarding the facts of the molestations, the identification and location of witnesses regarding these incidents; plaintiff's employment history; any prior complaints against Plaintiff; communications with the families of the victims; Plaintiff's lack of damages; abuse reporting procedures, and any and all additional matters as may be included in its forthcoming deposition and productions in this matter.

**Plaintiff's previous employers.** Plaintiff's previous employers may be knowledgeable regarding plaintiff, his behavior, his employment history, and any prior complaints or investigations against plaintiff, and any and all additional matters as may be included in their forthcoming depositions and productions in this matter.

**Archbishop Robert J. Carlton.** The SNAP Defendants understand that Archbishop Carlton supervised plaintiff at the time of the sexual molestations at issue. The SNAP Defendants also understand that Archbishop Carlton had conversations with one or both of the victim's families regarding the sexual molestations at issue. He may be knowledgeable regarding the facts of the molestations, the identification and location of witnesses regarding these incidents; plaintiff's employment history; any prior complaints against Plaintiff; communications with the families of the victims; Plaintiff's lack of damages; abuse reporting procedures, and any and all additional matters as may be included in his forthcoming deposition and productions in this matter.

**SNAP.** Depending on the ultimate claims in this case, The SNAP Defendants may use some of its employees to testify regarding the background of SNAP; why it was founded; its advocacy on behalf of victims of clergy rape and abuse; what SNAP does; its information and activities with regard to plaintiff and the sexual molestations at issue; SNAP's experience with clergy abuse, the Archdiocese of St. Louis, and the plaintiff; historical developments and common practices in sex abuse investigations involving clergy, and any and all additional matters as may be included in its forthcoming discovery responses, depositions, and disclosures in this matter.

**Barbara Dorris.** Depending on the ultimate claims in this case, The SNAP Defendants may use Barbara Dorris to testify regarding the background of SNAP; why it was founded; its advocacy on behalf of victims of clergy rape and abuse; what SNAP does; its information and activities with regard to plaintiff and the sexual molestations at issue; SNAP's experience with clergy abuse, the Archdiocese of St. Louis, and the plaintiff; historical developments and common

practices in sex abuse investigations involving clergy, and any and all additional matters as may be included in her forthcoming discovery responses, depositions, and disclosures in this matter.

**David Clohessy.** Depending on the ultimate claims in this case, The SNAP Defendants may use David Clohessy to testify regarding the background of SNAP; why it was founded; its advocacy on behalf of victims of clergy rape and abuse; what SNAP does; its information and activities with regard to plaintiff and the sexual molestations at issue; SNAP's experience with clergy abuse, the Archdiocese of St. Louis, and the plaintiff; historical developments and common practices in sex abuse investigations involving clergy, and any and all additional matters as may be included in his forthcoming discovery responses, depositions, and disclosures in this matter.

**Tonya Levette Porter and Jaimie D. Pitterle:** Defendants understand that these were the police officers that investigated the sexual molestations on behalf of the City of St. Louis. They will likely have knowledge of the facts supporting the claims of sexual molestation at issue in this case; communication or lack of communication with the SNAP Defendants; potential witnesses; the victims' and plaintiffs' statements about the case; and any and all additional matters as may be included in their forthcoming discovery responses, depositions, and disclosures in this matter.

**Forensic Interviewer:** Defendant understands that an organization affiliated with UMSL conducted a forensic interview of the victim in the St. Louis City case about the sexual molestation at issue. The SNAP Defendants reserve the right to call the examiner in this case as a fact or nonretained expert witness, to testify regarding the facts of the sexual molestations at issue; the interview process; the interview of the victim; evidence of abuse; communications with the victims and their families; any tests performed and their interpretations; consistency with others who have been raped or abused; and any other matter relating to the matters contained in any records of the interview, and the matters which may be contained in their forthcoming depositions or productions. The SNAP Defendants incorporate these records and disclosures by reference herein.

**Circuit Attorney's Office for the City of St. Louis:** Defendants understand that the circuit attorney's office investigated and prosecuted the sexual molestations on behalf of the City of St. Louis. They will likely have knowledge of the facts supporting the claims of sexual molestation at issue in this case; communication or lack of communication with the SNAP Defendants; potential witnesses; the victims' and plaintiffs' statements about the case; the charges, their disposition, and reasons for the disposition; and any and all additional matters as may be included in their forthcoming discovery responses, depositions, and disclosures in this matter.

**Treating or Examining Doctors and Health Care Providers for the victims at issue:** The SNAP Defendants reserve the right to call any of the treating or examining doctors or health care providers which saw the victims at issue in this case as fact or nonretained expert witnesses in this matter, to testify regarding the facts of the sexual molestations at issue; evidence of abuse; communications with the victims and their families; any tests performed and their interpretations; consistency with others who have been raped or abused; and any other matter relating to their treatment or examination of the victims, the matters contained in their medical records or productions, and the matters which may be contained in their forthcoming depositions.

The SNAP Defendants incorporate these records and disclosures by reference herein.

The SNAP Defendants also incorporate by reference their forthcoming expert disclosures and reports in this matter.

The SNAP Defendants reserve the right to call any witness or expert designated by any other party or approved by the Court.

*B. A copy of, or a description by category and location of, all documents, data compilations, and tangible things that are in the possession, custody, or control of the party and that the disclosing party may use to support its claims or defenses, unless solely for impeachment.*

**Response:** Based on information reasonably available at this time, The SNAP Defendants are unable to identify all documents, data compilations, or tangible things that are in its possession, custody, or control specific to this litigation which it may use to support its claims or defenses. However, The SNAP Defendants state that the following types of documents may be relevant to this case. By identifying these documents, The SNAP Defendants are not conceding their relevancy or admissibility at trial.

1. Reports of interviews done with the victims;
2. Any prior complaints made against plaintiff;
3. Police reports from Lincoln County regarding the first sexual molestation;
4. Police reports from St. Louis City regarding the second sexual molestation;
5. The victims' medical records in the possession of their health care providers.
6. Any deposition testimony from the parties and witnesses deposed in this case.
7. Any documents produced or identified throughout discovery in this case.
8. Any pleadings, discovery, motions, or other papers served or filed in this case.
9. Plaintiff's tax returns, employment records, and medical records.
10. The SNAP Defendants' expert reports, and any documents relied on, reviewed, or prepared by The SNAP Defendants' experts in this matter, or referenced in their reports in this matter, if any.
11. The SNAP Defendants incorporate by reference their forthcoming expert disclosures and reports, if any.

*C. A computation of any category of damages claimed by the disclosing party, making available for inspection and copying as under Rule 34 the documents or other evidentiary material, not privileged or protected, from disclosure, on which such computation is based, including materials bearing on the nature and extent of injuries suffered*

**Response:** The SNAP Defendants are not presently seeking damages in this case. The SNAP Defendants reserve the right to supplement should this change.

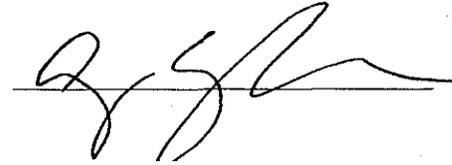
*D. For inspection and copying as under Rule 34 any insurance agreement under which any person carrying on an insurance business may be liable to satisfy part or all of a judgment which may be entered in the action or to indemnify or reimburse for payments made to satisfy the judgment.*

**Response:** No insurance company has accepted coverage for liability in this matter. An insurance policy potentially applicable is for the Cincinnati Specialty Underwriters Insurance Company (produced herewith). Additionally, SNAP has a second policy through Philadelphia Indemnity Insurance Company, Policy No. PHSD980811, effective date 10/3/14-10/3/15, \$1 million Combined/Shared Limit of Liability for D&O and Employment Practices Liability Coverage Parts subject to \$1 million aggregate. Retentions are \$5,000 each Claim for D&O Liability (Insuring Agreements B & C); \$5,000 each Claim for Employment Practices Liability. SNAP will seasonably supplement with disclosure with the second policy.

**Additional disclosure regarding ESI:** The SNAP Defendants do not have an “ESI custodian” in the regular course of their business. To the best of the SNAP Defendants’ knowledge, their ESI is not backed up to an external hard drive or the cloud. At this time, the SNAP Defendants are not aware of any third parties who may control or hold any of the SNAP Defendants’ ESI which the SNAP Defendants have determined is potentially relevant to this case.

Respectfully submitted:

CARPENTER MOSER, LLC

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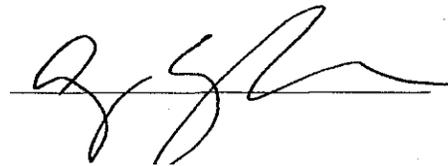
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*Attorneys for Defendants SNAP, David  
Clohessy, and Barbara Dorris*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 19<sup>th</sup> day of January, 2016, a copy of the foregoing was sent by electronic transmission to counsel of record.

A handwritten signature in black ink, appearing to read 'D. J. Carpenter', is written over a horizontal line.