

Exhibit D

A803783

MARIO F. MORENO APRIL 1, 2014

1

2 SUPERIOR COURT OF THE STATE OF CALIFORNIA

3 COUNTY OF SAN DIEGO

4 - - - - - x

5 JOSE LOPEZ, individually

6 Plaintiff,

7 Index No.
8 37-2012-00099849-
CU-PO-CTL

9 -V-

10 DEFENDANT DOE 1, Linda Vista Church
11 DEFENDANT DOE 2, Supervisory
12 Organization; DEFENDANT DOE 3,
Perpetrator; and Does 4 through 100,
inclusive,

13 Defendants.
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24 REPORTED BY: LA VERNE HAIRSTON
FILE #: A803783

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<p>1 M. MORENO 2 Appearances: 3 ZALKIN LAW FIRM, P.C. 4 Attorneys for Plaintiff 5 12555 High Bluff Drive - Suite 260 6 SAN DIEGO, CALIFORNIA 92130 7 BY: IRWIN M. ZALKIN, ESQ. 8 DEVIN M. STOREY, ESQ. 9 10 LAW FIRM OF ROCKY COPLEY 11 Attorneys for Defendant 12 DOE 2, SUPERVISORY ORGANIZATION 13 WATCHTOWER BIBLE and 14 TRACT SOCIETY OF NEW YORK, INC. 15 225 Broadway - Suite 2100 16 San Diego, California 92101 17 BY: ROCKY K. COPLEY, ESQ. 18 19 THE MCCABE LAW FIRM, APC 20 Attorneys for Defendant 21 DOE 1, LINDA VISTA CHURCH 22 4817 Monica Avenue - Suite B 23 San Diego, California 92107 24 BY: JAMES M. MCCABE, ESQ. 25 26 CALVIN A. ROUSE, ESQ. 27 WATCHTOWER BIBLE & TRACT SOCIETY OF 28 NEW YORK, INC. 29 Attorneys for Defendant 30 DOE 2, SUPERVISORY ORGANIZATION 31 WATCHTOWER BIBLE and 32 TRACT SOCIETY OF NEW YORK INC. 33 100 Watchtower Drive 34 Patterson, New York 12563 35 BY: CALVIN A. ROUSE, ESQ. 36 37 ALSO PRESENT: ILITCH PETERS, VIDEOGRAPHER 38 RICHARD ASHE 39 40</p>	<p>1 M. MORENO 2 behalf of the defendant Watchtower 3 Bible and Tract Society of New York, 4 Inc. 5 MR. ROUSE: Calvin Rouse on 6 behalf of Watchtower New York, Inc. 7 MR. COPLEY: And we have 8 Mr. McCabe also present for the Linda 9 Vista Spanish congregation. He just 10 stepped out of the room. 11 MR. ZALKIN: And we also have 12 Devin Storey, the Zalkin law firm, on 13 behalf of the plaintiff, Jose Lopez 14 who also just stepped out. 15 VIDEOGRAPHER: Now, would the 16 court reporter swear in the witness. 17 COURT REPORTER: Raise your 18 right hand. Do you swear or affirm 19 to tell the truth so help you God? 20 THE WITNESS: I do. 21 MARIO MORENO, the witness herein, 22 having been first duly sworn by a Notary 23 Public of the State of New York, was examined 24 and testified as follows: 25 EXAMINATION BY</p>
Page 2	Page 4
<p>1 M. MORENO 2 VIDEOGRAPHER: This is tape 3 number one of the videotape 4 deposition of Mr. Mario F. Moreno in 5 the matter of Jose Lopez, 6 individually plaintiff versus 7 Defendant Doe 1 et al defendants, in 8 the Supreme Court of the State of 9 California, case number 10 37-2012-00099849-CU-PO-CTL. 11 This deposition is being held 12 at the Best Western Arena Hotel, 1324 13 Atlantic Avenue, on April 1, 2014 at 14 approximately 3:22 p.m. 15 My name is Ilitch Peters and 16 the firm is Atkinson-Baker, and I'm 17 the legal video specialist. 18 The court reporter is 19 La Verne Hairston in association with 20 Atkinson-Baker Reporting. 21 For the record, will counsels 22 please introduce themselves. 23 MR. ZALKIN: Irwin Zalkin for 24 the plaintiff, Jose Lopez. 25 MR. COPLEY: Rocky Copley on</p>	<p>1 M. MORENO 2 MR. ZALKIN: 3 Q. State your name for the record, 4 please. 5 A. Mario Moreno. 6 Q. Good afternoon Mr. Moreno? 7 A. Good afternoon Mr. Zalkin. 8 Q. How are you? 9 A. Just fine, thank you. A little 10 tired but fine. 11 Q. Well, it's been a long two days. 12 You're a licensed practicing 13 attorney? 14 A. I am. 15 Q. And where are you licensed to 16 practice law? 17 A. New York, Arizona, and Connecticut. 18 Q. And are you employed? 19 A. I'm not employed, no. 20 Q. And do you have a position within 21 the Jehovah Witness organization? 22 A. I do. I'm associate general counsel 23 with the Watchtower Legal Department. 24 Q. And how long have you had that 25 position?</p>
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<p>1 M. MORENO</p> <p>2 A. Since about December of 1994.</p> <p>3 Q. And you and I've met on many</p> <p>4 occasions?</p> <p>5 A. On a number of occasions, yes.</p> <p>6 Q. And in your capacity as a lawyer for</p> <p>7 the Jehovah Witness organization, you have</p> <p>8 represented Watchtower in litigation?</p> <p>9 A. I have, yes.</p> <p>10 Q. And some of that litigation has</p> <p>11 involved other victims of Gonzalo Campos?</p> <p>12 A. I was involved in a litigation</p> <p>13 involving Gonzalo Campos, yes.</p> <p>14 Q. And you provided testimony on behalf</p> <p>15 of the Jehovah's Witness organization in the</p> <p>16 past?</p> <p>17 A. I have.</p> <p>18 Q. You've been designated the person</p> <p>19 most qualified to address certain of the</p> <p>20 questions or areas that we have noticed in</p> <p>21 our notice of deposition, which was Exhibit 1</p> <p>22 to Mr. Ashe's deposition. Have you had a</p> <p>23 chance to look at that notice?</p> <p>24 A. I have, not recently, but I did days</p> <p>25 ago.</p> <p style="text-align: right;">Page 6</p>	<p>1 M. MORENO</p> <p>2 in apartments, where do they live?</p> <p>3 A. They live in an apartment or</p> <p>4 dormitory.</p> <p>5 Q. And who provides that facility for</p> <p>6 them?</p> <p>7 A. The religious order of Jehovah's</p> <p>8 Witnesses be the corporation that's used to</p> <p>9 provide that, but it's provided by the</p> <p>10 worldwide order of special full-time servants</p> <p>11 of Jehovah's Witnesses which is a religious</p> <p>12 order.</p> <p>13 Q. The physical facility that they live</p> <p>14 in is owned. The title is held in the</p> <p>15 corporate name; is that what you're telling</p> <p>16 me?</p> <p>17 A. The buildings are owned by a</p> <p>18 corporation, the buildings they live in, yes.</p> <p>19 Q. And what corporation is that?</p> <p>20 A. Watchtower Bible and Tract Society</p> <p>21 of New York, Inc.</p> <p>22 Q. And is any kind of consideration</p> <p>23 paid to the Watchtower Bible and Tract</p> <p>24 Society of New York, Inc. for the rent of</p> <p>25 that, those apartments or dormitories?</p> <p style="text-align: right;">Page 8</p>
<p>1 M. MORENO</p> <p>2 Q. I understand that you are here to</p> <p>3 address the topic issues numbers 1, 2, 9, 24</p> <p>4 through 30; does that sound right?</p> <p>5 A. I can't say based on memory, but</p> <p>6 there are issues dealing with the</p> <p>7 corporations, with the governing body, with</p> <p>8 reporting.</p> <p>9 Q. Well, let's start and let's talk</p> <p>10 about the structure of the organization, and</p> <p>11 we'll start with the governing body and work</p> <p>12 our way from there, okay?</p> <p>13 A. Okay.</p> <p>14 Q. What is the governing body?</p> <p>15 A. It's a group of spirit anointed</p> <p>16 Christians, elders who serve as the highest</p> <p>17 ecclesiastical body for Jehovah's Witnesses</p> <p>18 and worldwide. There's presently seven</p> <p>19 members of the governing body.</p> <p>20 Q. And it is a -- where does it</p> <p>21 physically, where do the members of the</p> <p>22 governing body physically reside?</p> <p>23 A. They reside in Brooklyn, New York.</p> <p>24 Q. And do they have private homes or do</p> <p>25 they have some other kind of -- do they live</p> <p style="text-align: right;">Page 7</p>	<p>1 M. MORENO</p> <p>2 A. I'm not sure. There is a lease</p> <p>3 agreement, but I'm really not sure what the</p> <p>4 terms of that lease agreement are in terms of</p> <p>5 payment.</p> <p>6 Q. Do the members of the governing</p> <p>7 body, do they receive any sort of a</p> <p>8 compensation for the time they spent and the</p> <p>9 work that they do in that capacity?</p> <p>10 MR. COPLEY: Objection, vague.</p> <p>11 A. Not compensation per se, but they're</p> <p>12 provided for by the religious order.</p> <p>13 Would it be alright with you, just</p> <p>14 for brevity, if I use the term religious</p> <p>15 order to represent, for short, if you will,</p> <p>16 for the religious order of special full-time</p> <p>17 servants of Jehovah's Witnesses?</p> <p>18 Q. That's fine with me.</p> <p>19 A. So they're provided for, their needs</p> <p>20 are provided for by the religious order, just</p> <p>21 like any other member of the religious order.</p> <p>22 Q. Is that religious order incorporated</p> <p>23 in any way?</p> <p>24 A. Not really, the religious order</p> <p>25 isn't incorporated, but there is a</p> <p style="text-align: right;">Page 9</p>

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<p>1 M. MORENO</p> <p>2 corporation that has a similar name that is</p> <p>3 used by the religious order.</p> <p>4 Q. And when you say "it is used by the</p> <p>5 religious order," how is it used?</p> <p>6 A. To provide for the needs of the</p> <p>7 members of the order, healthcare for example,</p> <p>8 housing, food, medical services.</p> <p>9 Q. Are members of the order</p> <p>10 shareholders in the corporation?</p> <p>11 A. No, it's not a shareholder</p> <p>12 corporation. It's a nonprofit corporation</p> <p>13 but no shareholders.</p> <p>14 Q. And are the members of the order all</p> <p>15 those who dedicate their full-time efforts to</p> <p>16 the Jehovah's Witness organization?</p> <p>17 A. Yes, the members of the religious</p> <p>18 order are all -- you can say that. The</p> <p>19 reason I hesitate is some are infirm, if you</p> <p>20 will, and so obviously they can't do a lot of</p> <p>21 work. But they're all members of the order,</p> <p>22 and those who can they dedicate as much as</p> <p>23 their physical circumstances or health</p> <p>24 circumstances allow them to. They're</p> <p>25 basically full time if their circumstances</p> <p style="text-align: right;">Page 10</p>	<p>1 M. MORENO</p> <p>2 Q. Is that one of the Watchtower</p> <p>3 facilities?</p> <p>4 A. It is, it's owned by Watchtower.</p> <p>5 Q. Watchtower of New York?</p> <p>6 A. Correct. And if we could agree,</p> <p>7 whenever I say Watchtower, I'm referring to</p> <p>8 Watchtower of New York as opposed to</p> <p>9 Watchtower Pennsylvania?</p> <p>10 Q. That's fine.</p> <p>11 A. And I'll assume the same when you</p> <p>12 use the term "Watchtower."</p> <p>13 Q. That's fair.</p> <p>14 What occurs at these meetings, what</p> <p>15 is discussed?</p> <p>16 A. Well --</p> <p>17 MR. ROUSE: I'm going to make</p> <p>18 an objection on the first amendment</p> <p>19 issues.</p> <p>20 MR. COPLEY: I'll join. It's</p> <p>21 overbroad.</p> <p>22 A. They're the Ecclesiastical governing</p> <p>23 body for Jehovah's Witnesses, so they make --</p> <p>24 they have spiritual discussions about the</p> <p>25 Jehovah's Witnesses. In particular, about</p> <p style="text-align: right;">Page 12</p>
<p>1 M. MORENO</p> <p>2 allow them to.</p> <p>3 Q. Who are the members, the current</p> <p>4 members of the governing body?</p> <p>5 A. Samuel Herd, H-E-R-D, Gerrit Losch,</p> <p>6 L-O-S-C-H. It's got the little double dot</p> <p>7 over the O, I don't know what it's called.</p> <p>8 MR. ZALKIN: It's called the</p> <p>9 umlaut.</p> <p>10 A. David Splane S-P-L-A-N-E,</p> <p>11 Steven Lett, L-E-T-T, Jeffrey Jackson,</p> <p>12 Anthony Morris and Mark Sanderson, seven of</p> <p>13 them. I think I got all seven.</p> <p>14 Q. Do these seven members meet on some</p> <p>15 regular basis?</p> <p>16 A. They do. They meet generally every</p> <p>17 Wednesday. I'm sure there may be occasional</p> <p>18 exceptions, but those would be rare.</p> <p>19 Basically every Wednesday they meet.</p> <p>20 Q. Where do they meet?</p> <p>21 A. Here in Brooklyn, New York.</p> <p>22 Q. Is there a particular facility that</p> <p>23 they have their meetings at?</p> <p>24 A. That would be at 25 Columbia</p> <p>25 Heights, Brooklyn, New York.</p> <p style="text-align: right;">Page 11</p>	<p>1 M. MORENO</p> <p>2 the activities of the Jehovah's Witnesses</p> <p>3 worldwide and provide whatever assistance,</p> <p>4 direction, decisions might be needed during</p> <p>5 those course of those meetings.</p> <p>6 Q. Have you ever attended any of these</p> <p>7 meetings?</p> <p>8 A. I have.</p> <p>9 Q. And in what capacity?</p> <p>10 A. As a lawyer.</p> <p>11 Q. And have you attended those meetings</p> <p>12 for purposes of providing legal counsel?</p> <p>13 A. Yes.</p> <p>14 Q. Have you ever attended any of those</p> <p>15 meetings in a capacity other than a legal</p> <p>16 counsel?</p> <p>17 A. No.</p> <p>18 Q. Are those meetings generally -- do</p> <p>19 those meetings generally not include others</p> <p>20 beyond the seven members or previously eight</p> <p>21 members of the governing body?</p> <p>22 MR. COPLEY: Objection, vague.</p> <p>23 A. I would say generally the decision</p> <p>24 making is made without others, other than</p> <p>25 governing body being present, but they do</p> <p style="text-align: right;">Page 13</p>

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2 include others. I mentioned I've been to
3 meetings before to provide input. In my
4 case, legal input, and others would be called
5 in for whatever they were discussing at the
6 time as needed, so it includes others for
7 parts of the meeting at least.
8 **Q. But when it comes down to making**
9 **certain decisions, everyone else is excluded;**
10 **is that correct?**

11 A. Usually, not always.

12 **Q. To your knowledge, and this may be**
13 **beyond the scope of what you know, but to**
14 **your knowledge, does the governing body from**
15 **time to time discuss matters that have to do**
16 **with sexual abuse of children?**

17 MR. ROUSE: I object to that.

18 It invades the attorney/client
19 privilege. Also effects the first
20 amendment objections that I
21 previously articulated.

22 MR. COPLEY: I'll join that.

23 A. Somebody will make decisions
24 regarding the beliefs and practices of the
25 Jehovah's Witnesses as to child abuse and

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2 other subjects, so the answer would be yes.
3 If you're asking about specific
4 cases, they don't investigate specific cases.
5 That's handled by local congregations, elders
6 who would consult with the Service Department
7 elders at whatever branch the matter arises.
8 **Q. Is it the case then that members of**
9 **the governing body are not consulted at any**
10 **time on particular circumstances that might**
11 **involve allegations of childhood sexual**
12 **abuse?**

13 MR. ROUSE: I object on
14 attorney-client bases and also on the
15 first amendment issues.

16 MR. COPLEY: I'll join that,
17 but it's also vague.

18 A. I couldn't talk to you about
19 anything, obviously it would be
20 attorney-client privilege so I am having a
21 hard time with your question.

22 **Q. Well, you know, I don't know what**
23 **goes on. I'm just trying to find out. So,**
24 **if there's some issue about elders or having**
25 **some difficulty with respect to whether a**

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2 **particular conduct, for example, arises to**
3 **the kind of -- rises to some level of child**
4 **molestation or sinful conduct. And is there**
5 **ever a time when, you know, it may work, that**
6 **question or that issue may work its way up to**
7 **the governing body for some input?**

8 MR. COPLEY: Objection, vague.

9 By specific conduct, you're talking
10 about just that kind of a specific
11 sin or a specific person who did that
12 conduct?

13 A. Well, it would be the person did the
14 conduct and there's some question as to
15 whether perhaps that conduct amounts to a sin
16 by definitions that are used within the Bible
17 or otherwise. Does that ever make its way up
18 to the governing body where they may be asked
19 for input on that?

20 MR. COPLEY: Objection, vague.

21 Is there a specific sin you had in
22 mind?

23 **Q. Well, I'm not sure. But let me give**
24 **you something that came to my mind. It had**
25 **to do with something in another case, but I**

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2 **thought it would be interesting on how it**
3 **would be handled by Jehovah's Witnesses.**
4 **Let's say you had a peeping Tom, and**
5 **you know maybe that creates a question to**
6 **elders, what is that conduct. It certainly**
7 **seems wrong but what is it, what sin does it**
8 **amount to. If it couldn't be determined**
9 **between the local elders, and maybe after**
10 **some discussion with an overseer from the**
11 **Service Department, would it ever work its**
12 **way up to the governing body where they may**
13 **make input, saying yes, we believe this is**
14 **this kind of a sin or would fall under this**
15 **category of a sin?**

16 A. In a rare case where the Service
17 Department felt like it didn't have a
18 guideline, belief in practice that had been
19 previously communicated to them to work with
20 understanding the scriptures, so they'd
21 research the matter. They would go to the
22 branch committee and if their branch
23 committee in a rare case they were stumped,
24 and they weren't sure what to do, it'd go to
25 the Service Committee of the governing body,

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2 not to the governing body.

3 **Q. And the governing body has several**
4 **committees?**

5 A. They do.

6 **Q. And what are those committees?**7 A. I may miss one but if you like, if I
8 could look at this (indicating), it will help
9 me remember.10 **Q. Yes, that's fine.**11 A. They have the, it's called the
12 Coordinators Committee, it used to be called
13 the Chairman's Committee, the Writing
14 Committee, the Teaching Committee, the
15 Service Committee, the Publishing Committee,
16 the Personnel Committee. Those are the
17 committees of the governing body.18 **Q. And each of these committees has a**
19 **member or members in the governing body on**
20 **it; is that correct?**21 A. That's correct. Most of them have
22 at least two members, usually three or more.23 **Q. And in addition to having members of**
24 **the governing body, there are non-governing**
25 **body members that could be also a part of**

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2 **Coordinators Committee?**3 MR. COPLEY: Members of the
4 governing body?

5 MR. ZALKIN: Yes.

6 A. I think there is three at present.
7 It might be four. Brother Pierce died
8 recently, so I think there is only three
9 right now unless they replaced him.10 **Q. And how does one become a member of**
11 **the governing body?**12 A. Other governing body members would
13 vote to appoint him.14 **Q. And does the Coordinators Committee**
15 **have any oversight of any other JW entity or**
16 **organization?**

17 MR. COPLEY: Objection, vague.

18 A. No. Well, let me take that back,
19 branch committees, to the extent that it's an
20 area within their realm. They would provide,
21 they would deal with branch committees. So
22 they would provide direction, advice,
23 approvals to branch committees on legal
24 issues, for example, or natural disastrous
25 issues, what are we going to do to help the

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2 **that committee as assistants or helpers; is**
3 **that correct?**4 A. That's accurate. They're non-voting
5 helpers, yes.6 **Q. Tell me what the Coordinators**
7 **Committee, what was previously referred to as**
8 **the Chairman's Committee, what is that**
9 **committee?**10 A. They oversee matters involving
11 disasters. For example, emergencies that
12 might arise in a different part of the world
13 due to perhaps a natural disaster, and they
14 also would be involved with legal issues
15 around the world, like human rights issues,
16 questions that might come, reports from a
17 branch that's having problems in their
18 country, some Jehovah's Witnesses might be
19 banned for example. So they would
20 communicate with the Coordinators Committee,
21 if there was some issue of legal importance
22 that they wanted to bring to their attention.
23 Those are the basic areas that come to mind.24 **Q. And how many members are there on**
25 **the Chairman's Committee, I mean, on the**

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2 friends in our territory. So yes, they have
3 the spiritual oversight with respect to
4 branch committees within their realm of
5 responsibility.6 **Q. Did they have oversight over all**
7 **branches?**

8 A. With respect to their --

9 **Q. All branch committees I should say.**10 A. Yes, with respect to their area of
11 responsibility, that would be true.12 **Q. And the committees or the branch**
13 **committees of all branches report to the**
14 **Coordinators Committee of the governing body**
15 **from time to time; is that correct?**16 A. From time to time on issues that
17 would fall within their jurisdiction, yes.18 **Q. And those are legal matters,**
19 **emergency issues, disasters, human rights**
20 **issues, that sort of thing?**

21 A. Correct.

22 **Q. The Writing Committee, how many**
23 **members are on the Writing Committee?**

24 MR. COPLEY: Governing members?

25 **Q. Governing body members, I'm sorry.**

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6 (Pages 18 to 21)

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2 A. Three or four.

3 **Q. And is there an overlap because we**
 4 **only have seven members, so I'd assume there**
 5 **is some overlap between, by members on what**
 6 **committees they might be sitting on.**

7 A. There is, and more than likely, a
 8 Writing Committee only has three right now.
 9 Some of the committees right now only have
 10 two. I'm just not sure which ones. I'm sure
 11 there will be a third added though.

12 **Q. Is it typical, is that the preferred**
 13 **number, three?**

14 A. Yes.

15 **Q. Does that in any way relate to the**
 16 **Trilogy?**

17 A. No way does it relate to the
 18 Trilogy.

19 **Q. Okay, it's just interesting.**
 20 **What are the responsibilities of the**
 21 **Writing Committee?**

22 A. Primarily to oversee the
 23 publications that have the beliefs, practices
 24 of Jehovah's Witnesses that are distributed,
 25 such as the Watchtower magazine, the Awake

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2 recommendations for topics would come from
 3 the Writing Department, and the Writing
 4 Committee would approve, okay, go ahead and
 5 write that article.

6 **Q. I understand. Just while we are on**
 7 **the Writing Department subject, I had asked**
 8 **Mr. Ashe previously some questions that he**
 9 **felt were beyond his scope, and I think you**
 10 **may have volunteered that it might be within**
 11 **yours, so I'm going to ask you.**

12 **The Writing Department, let's talk**
 13 **about under the U.S. branch. Do you know how**
 14 **many members there are or how many people are**
 15 **employed or work within the Writing**
 16 **Department?**

17 MR. COPLEY: Were talking about
 18 the Writing Department now not the
 19 writing committee?

20 MR. ZALKIN: Right, not the
 21 committee, the department within the
 22 branch.

23 A. It'd be a guess. More than 30,
 24 that's about the best I can do.

25 **Q. All right. I take it you're not the**

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2 magazine and other books, Bible based
 3 publications that Jehovah's Witnesses
 4 produce. So they would be the committee that
 5 the Writing Department works directly under
 6 and just to help either the Writing
 7 Department are the individuals were also
 8 members of the religious order who actually
 9 prepare, draft the articles, the books.
 10 Ultimately, the Writing Committee of the
 11 governing body would be the one that would
 12 approve publications of Jehovah's Witnesses
 13 that are for the general public, as well as
 14 for members of the congregations.

15 **Q. Does the Writing Committee at times**
 16 **suggest topics to be researched and written**
 17 **about by the Writing Department of the**
 18 **branch?**

19 A. I'm sure that would happen on
 20 occasion but, usually, it would be the other
 21 way around because they generally would be so
 22 busy with -- again, these members sit on more
 23 than one committee, if you will. So they're
 24 going to be so busy usually reviewing what's
 25 being produced. So usually, the

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2 **person most qualified to really discuss how**
 3 **the Writing Department works; is that fair?**

4 A. I know generally how they work, but
 5 that's been explained to us before as members
 6 of the Bethel family.

7 **Q. I would assume they have a certain**
 8 **number of people that are involved in**
 9 **conducting research on issues?**

10 A. That's correct.

11 **Q. And do you know how the Department**
 12 **decides what they're going to write about,**
 13 **and what they're going to include as topics**
 14 **in, say a particular Awake article or like**
 15 **magazine or Watchtower magazine?**

16 A. Ultimately, like I mentioned, it
 17 would be whatever the Writing Committee
 18 approves, that's what the Writing Department
 19 would write on, so they're not going to start
 20 on something before they get approval. But
 21 in terms of, where do they come up with
 22 ideas, other people just like you and I who
 23 live in today's world, they read the news.
 24 They look at what people's concerns are, what
 25 peoples needs are, and that's generally how

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<p>1 M. MORENO</p> <p>2 they come up with the topics, trying to write</p> <p>3 articles on subjects that can help people to</p> <p>4 have better lives, and that's in harmony</p> <p>5 actually with you might say it's nice kind of</p> <p>6 like the themed scripture, you might say, for</p> <p>7 the Writing Committee and Writing Department</p> <p>8 in Matthew Chapter 24. I'll take my glasses</p> <p>9 off to read, sorry. In Verse 45 in Matthew,</p> <p>10 Chapter 24, it says, "Who really is the</p> <p>11 faithful and discreet slave who has master</p> <p>12 appointed over his domestics to give them</p> <p>13 their food at the proper time?"</p> <p>14 So, based on the beliefs of the</p> <p>15 Jehovah's witnesses that food is referring to</p> <p>16 spiritual food. So that's what the Writing</p> <p>17 Department tries to do. It tries to help the</p> <p>18 faithful and discreet slave, the governing</p> <p>19 body to provide spiritual food that's needed</p> <p>20 at the proper time. So the domestics,</p> <p>21 meaning the rest of us.</p> <p>22 Q. There is a Service Committee of the</p> <p>23 governing body?</p> <p>24 A. There is.</p> <p>25 Q. And is that also two or three</p> <p style="text-align: right;">Page 26</p>	<p>1 M. MORENO</p> <p>2 scripture is Matthew 24 Verse 14, which</p> <p>3 Mr. Ashe read earlier. Well, I shouldn't say</p> <p>4 earlier, I think it was yesterday. Matthew</p> <p>5 24:14, "And this good news of the Kingdom</p> <p>6 will be preached in all the inhabited earth</p> <p>7 for a witness to all the nations and then the</p> <p>8 end will come." So that's the realm of their</p> <p>9 activity, if you will, the preaching word.</p> <p>10 Q. Let me ask you, what deems you or</p> <p>11 makes you the person most qualified to answer</p> <p>12 our questions about the governing body?</p> <p>13 A. What makes me the what?</p> <p>14 Q. The person most qualified to answer</p> <p>15 our questions about the governing body and</p> <p>16 its activities and structure?</p> <p>17 A. I wouldn't say I'm the only person</p> <p>18 that could. There are certainly others. But</p> <p>19 as you know, there can be a number of people</p> <p>20 who fit that category, but basically for the</p> <p>21 fact that I worked closely at the world</p> <p>22 headquarters of Jehovah's Witnesses as well</p> <p>23 as the US branch but as particular working</p> <p>24 with the world headquarters aspect, which is</p> <p>25 what the governing body is part of it. They</p> <p style="text-align: right;">Page 28</p>
<p>1 M. MORENO</p> <p>2 members, depending on the moment?</p> <p>3 A. Actually, there's four at the</p> <p>4 moment.</p> <p>5 Q. And have you ever participated as a,</p> <p>6 in any of the committees as a member of the</p> <p>7 committee, non-governing body member of the</p> <p>8 committee?</p> <p>9 A. No.</p> <p>10 Q. So you've never been an assistant or</p> <p>11 a helper to any committee?</p> <p>12 A. No. I provide legal advice and</p> <p>13 counsel. I'm a helper in that sense but not</p> <p>14 helper in the sense that we've been</p> <p>15 discussing. I'm a member of the committee.</p> <p>16 I'm not assigned to a specific, any of the</p> <p>17 committees. I would provide legal advice and</p> <p>18 counsel as requested.</p> <p>19 Q. So the Service Committee -- what</p> <p>20 does the Service Committee of the governing</p> <p>21 body do?</p> <p>22 A. They oversee the branch committees</p> <p>23 throughout the world with respect to the</p> <p>24 preaching word of Jehovah's Witnesses</p> <p>25 worldwide. So, you might say their theme</p> <p style="text-align: right;">Page 27</p>	<p>1 M. MORENO</p> <p>2 are the world headquarters oversight, if you</p> <p>3 will.</p> <p>4 I've worked closely on a number of</p> <p>5 issues over the governing body since 1994 and</p> <p>6 you become privy to lot of things as an</p> <p>7 attorney that others would not become privy</p> <p>8 to, so that's what makes me the most</p> <p>9 qualified, one of the persons most qualified,</p> <p>10 to answer your questions.</p> <p>11 Q. But just to be clear, you've never</p> <p>12 served on any committee of the governing</p> <p>13 body, correct?</p> <p>14 A. That's correct, I've worked with the</p> <p>15 committees of the governing body but I</p> <p>16 haven't -- I'm not a member of any of the</p> <p>17 committees, none of the lawyers are.</p> <p>18 Q. And you've never participated in any</p> <p>19 of the meetings where the governing body has</p> <p>20 come to certain decisions; is that correct?</p> <p>21 MR. ROUSE: Objection, invades</p> <p>22 attorney/client privilege.</p> <p>23 MR. COPLEY: Also misstates his</p> <p>24 testimony.</p> <p>25 A. And that's not correct. I have been</p> <p style="text-align: right;">Page 29</p>

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2 there when they made decisions on legal
3 matters.4 **Q. On legal?**5 A. Uh-huh. Or better stated on matters
6 on which I was provided legal advice, weren't
7 necessarily legal matters.8 **Q. And does the Service Committee have**
9 **oversight over the Service Department of the**
10 **Branch?**11 A. No. The Service Department would
12 provide spiritual oversight to branch
13 committees. For example, the United States,
14 they would provide spiritual oversight to the
15 United States branch committee on matters
16 that fall within their jurisdiction or their
17 responsibility is a better way to put it.18 MR. COPLEY: To have a
19 clear record. He misspoke.20 **Q. I thought so. You meant Service**
21 **Committee, not Service Department?**

22 A. I'm sorry?

23 **Q. You said Service Department. I**
24 **think you meant Service Committee.**

25 A. The Service Committee would oversee

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2 might invite the person and ask him to come
3 on over so he can provide the input or
4 whatever, but that would be real rare, but
5 I'm sure it happens from time to time.6 **Q. Where do these committees meet, the**
7 **governing bodies, Committees meet?**8 A. 25 Columbia Heights, Brooklyn, New
9 York.10 **Q. The Watchtower owned company**
11 **building?**

12 A. Watchtower owns that building, yes.

13 **Q. And where is the U.S. branch**
14 **Committee housed?**

15 A. They are in Patterson, New York.

16 I'm sorry, I'm thinking of the Service
17 Department. The U.S. branch committee is in
18 Brooklyn, New York.19 **Q. Same building?**20 A. No, I believe the address, I think,
21 it's 50. It's not the same building. It's
22 close by, I think it's 50 Columbia Heights.23 **Q. That's sort of a complex of**
24 **buildings that are owned by the Watchtower?**

25 A. They are connected, yes.

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2 the branch committee on matters that fall
3 within their areas of responsibility.4 **Q. Does the Service Committee ever**
5 **interface directly with members of the**
6 **Service Department on a particular matter?**7 A. I'm sure at least at the U.S.
8 headquarters that there have been occasions
9 when the Service Committee would talk or
10 invite the present overseer of the Service
11 Department, Gary Breaux who is a member of
12 the Service Committee. So in that sense,
13 there is communication, if you will.14 Gary Breaux is on the Service
15 Committee as a helper.

16 MR. ZALKIN: B-R-E-A-U-X.

17 A. Yes, Breaux, and it could be that
18 he's also on the branch committee, and there
19 could be occasions where he might be meeting
20 with a couple members of the U.S. branch
21 committee and there's somebody in the Service
22 Department that might have certain
23 information that's helpful and whatever issue
24 they are wrestling with. Because of the
25 proximity here of the U.S. headquarters, they

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2 **Q. How many members are there of the**
3 **Teaching Committee?**4 A. I believe there's three governing
5 bodies on the Teaching Committee at present.6 **Q. And then, I don't want to belabor,**
7 **spend too much time on all the other**
8 **committees. I think the work of the Service**
9 **Committee is probably the one we are going to**
10 **be most interested in.**11 **The governing body has oversight**
12 **over the U.S. branch committee; is that**
13 **correct?**14 A. That's correct. The governing body
15 oversees all of the branch committees of
16 Jehovah's Witnesses.17 **Q. And the U.S. branch committee**
18 **reports to the governing body?**

19 A. As needed, yes.

20 **Q. And the U.S. Branch committee or the**
21 **U.S. branch has several departments?**22 A. The United States branch has several
23 departments, yes.24 **Q. And there's a Writing Department?**

25 A. No. Actually, that's not part of

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2 the United States branch.

3 **Q. Is the Writing Department a part of**
4 **any branch?**

5 A. They're part of the World
6 headquarters because they respond directly to
7 the Writing Committee of the governing body.
8 They're not overseen by the United States
9 branch committee.

10 **Q. In the Service Department of the**
11 **U.S. branch, it reports to the U.S. branch**
12 **committee?**

13 A. You say "reports," their spiritual
14 oversight is the United States branch
15 committee, yes. In other words, we don't do
16 like normal reports.

17 **Q. No, I mean there's certain**
18 **oversight?**

19 A. It's oversight, yes. That's the
20 term we would use.

21 **Q. Let's use the term "oversight."**
22 **The U.S. branch uses corporations**
23 **for certain purposes; is that correct?**

24 A. That's correct.

25 **Q. And at one point in time, the**

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2 **Service Department that the U.S. branch was**
3 **in some way connected to the Watchtower Bible**
4 **and Tract Society of New York; is that**
5 **correct?**

6 MR. COPLEY: Objection, vague.

7 A. At one time they used Watchtower,
8 and I'll use that term for Watchtower Bible
9 and Tract Society of New York Inc., at one
10 time they used the Watchtower letterhead to
11 communicate with the bodies of elders and
12 congregations in the United States.

13 **Q. So what I'm trying to understand and**
14 **I've read a lot of the materials I've been**
15 **provided, it's not clear to me and that's why**
16 **I want to ask you some questions. What does**
17 **it mean to use the corporation?**

18 MR. COPLEY: Objection, vague.

19 A. I can understand. It's another way
20 of saying that the United States Service
21 Department because we're talking about the
22 Service Department, is not under the
23 oversight of the corporation or the board of
24 directors of the Watchtower corporation.
25 They're under the oversight of the United

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2 States branch committee. But to communicate
3 prior to, about mid-March of 2001, send
4 correspondence, they used Watchtower for
5 decades before that. Watchtower was the
6 letterhead that was used to send letters out,
7 and you've seen some of those letters. Down
8 at the bottom they'd say "Watchtower Bible
9 and Tract Society," and so that's what it
10 means. It means that they used the
11 letterhead to send out information,
12 referring to the Service Department.

13 **Q. Do publishers know that, do most**
14 **publishers know that?**

15 MR. COPLEY: Publishers of the
16 Jehovah Witnesses?

17 MR. ZALKIN: Yes.

18 A. I'm not sure what you mean by "know
19 that." Know what?

20 **Q. Well, do they know that the Service**
21 **Department is using the Watchtower**
22 **corporation merely as a conduit for**
23 **distributing their letters or other**
24 **information?**

25 A. Well, they know now.

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2 MR. COPLEY: I'm trying to get
3 an objection in. Lacks foundation,
4 speculation, vague.

5 **Q. Before 2001?**

6 MR. COPLEY: Same objections.

7 A. I would say it depends on the
8 publisher. Some did, and I'm sure some
9 didn't.

10 **Q. Where does the Service Department,**
11 **where does that -- does that department have**
12 **a physical location where it resides?**

13 A. If I could go back to your previous
14 question, I'm sorry. I will say this, that
15 publishers know that a corporation is not
16 what is providing spiritual oversight and
17 direction to them. I don't know if that
18 answers, but that's what occurred to me when
19 thinking about your last question. They do
20 know that.

21 Do they know that, okay, they're
22 using Watchtower to communicate, do they know
23 whether or not they are part of a department?
24 Some do, some don't.

25 **Q. Where does the Service Department**

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<p>1 M. MORENO</p> <p>2 reside, physically reside?</p> <p>3 A. At present, it's in Patterson, New</p> <p>4 York.</p> <p>5 Q. And who owns the facility that</p> <p>6 they're in in Patterson, New York?</p> <p>7 A. Watchtower.</p> <p>8 Q. And where does the Writing</p> <p>9 Department reside?</p> <p>10 A. Brooklyn, New York.</p> <p>11 Q. And is that a Watchtower owned</p> <p>12 property?</p> <p>13 A. Yes.</p> <p>14 Q. Now, the Legal Department -- who has</p> <p>15 oversight over the Legal Department?</p> <p>16 A. The present overseer is</p> <p>17 Phillip Brumley, but the Legal Department has</p> <p>18 a dual oversight. With respect to United</p> <p>19 States matters, it would be the United States</p> <p>20 branch committee. With respect to matters</p> <p>21 that the Legal Department might be assisting</p> <p>22 with at another branch, they would be working</p> <p>23 under the oversight of the Coordinators</p> <p>24 Committee of the governing body, because</p> <p>25 we're both the World headquarters' Legal</p> <p style="text-align: right;">Page 38</p>	<p>1 M. MORENO</p> <p>2 recently, roughly 20. It changes as you can</p> <p>3 imagine.</p> <p>4 Q. And I assume it's staffed with</p> <p>5 paralegals and secretaries?</p> <p>6 A. That's correct. More of them than</p> <p>7 lawyers.</p> <p>8 Q. The Legal Department or the U.S.</p> <p>9 branch as I understand it, the Legal</p> <p>10 Department would be, it was and is in some</p> <p>11 way affiliated with Watchtower corporation,</p> <p>12 Watchtower Bible and Tract Society of New</p> <p>13 York; is that correct?</p> <p>14 MR. COPLEY: Objection, vague.</p> <p>15 A. That's correct we are the Legal</p> <p>16 Department is the Watchtower Bible and Tract</p> <p>17 Society of New York, Inc., Legal Department,</p> <p>18 is our firm name, if you will.</p> <p>19 Q. What is it?</p> <p>20 A. That's our law firm name, if you</p> <p>21 will the Legal Department.</p> <p>22 Q. Are any members of the governing</p> <p>23 body officers, directors of any JW</p> <p>24 corporation?</p> <p>25 A. No.</p> <p style="text-align: right;">Page 40</p>
<p>1 M. MORENO</p> <p>2 Department, as well as the U.S. Legal</p> <p>3 Department, you might say.</p> <p>4 Q. So the Legal Department would report</p> <p>5 both to the U.S. branch and directly to the</p> <p>6 governing body or to the Coordinators</p> <p>7 Committee of the governing body?</p> <p>8 A. Well, their oversight is one or the</p> <p>9 other depending on the issue or the location</p> <p>10 of the issue. To the United States matter,</p> <p>11 they'll report to the United States branch</p> <p>12 committee or that would be the oversight of</p> <p>13 the Legal Department. If it's a matter</p> <p>14 outside of the United States, the oversight</p> <p>15 would be the Coordinators Committee of the</p> <p>16 governing body, with a couple of exceptions</p> <p>17 because now the United States branch</p> <p>18 committee has oversight of Jamaica, Bahamas,</p> <p>19 so there are a couple of islands that are not</p> <p>20 the United States.</p> <p>21 Q. Is Mr. Brumley a lawyer?</p> <p>22 A. He is.</p> <p>23 Q. How many lawyers are there in the</p> <p>24 Legal Department?</p> <p>25 A. You know I haven't counted them</p> <p style="text-align: right;">Page 39</p>	<p>1 M. MORENO</p> <p>2 Q. In 1986 were any members of the</p> <p>3 governing body officers or directors of any</p> <p>4 JW corporation?</p> <p>5 A. Yes.</p> <p>6 Q. And who was that?</p> <p>7 A. Well, they're all dead, but I know</p> <p>8 Brother Henschel would have been one,</p> <p>9 probably Brother Shrodder, that's Milton</p> <p>10 Henschel. I don't remember Mr. Shrodder's</p> <p>11 first name.</p> <p>12 MR. ASHE: Albert.</p> <p>13 A. Albert Shrodder, thank you, and</p> <p>14 probably Mr. Barry was probably an officer</p> <p>15 and director, Lloyd Barry. It's been a long</p> <p>16 time.</p> <p>17 Q. It's all right.</p> <p>18 A. And there maybe a couple of others</p> <p>19 but probably the last officer director died a</p> <p>20 number of years ago.</p> <p>21 Q. Were these gentlemen --</p> <p>22 A. And none of them have served since</p> <p>23 2000 as officers or directors.</p> <p>24 Q. Of those who served prior to 2000 as</p> <p>25 directors or officers, were any of those</p> <p style="text-align: right;">Page 41</p>

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<p>1 M. MORENO</p> <p>2 officers or directors of the Watch Tower</p> <p>3 Bible and Tract Society of New York?</p> <p>4 A. Some were, yes. I don't remember</p> <p>5 which ones because they were also, some of</p> <p>6 them were also directors of the Watchtower</p> <p>7 Bible and Tract of Pennsylvania, some of them</p> <p>8 were officers and directors of Watchtower</p> <p>9 Bible and Tract Society of New York. Some</p> <p>10 might have been on both.</p> <p>11 Q. And you said that has not been the</p> <p>12 case since 2000. Was there some conscious</p> <p>13 decision that governing body members should</p> <p>14 not be officers or directors of any of the</p> <p>15 corporations?</p> <p>16 A. I know they realized that they</p> <p>17 didn't have time. Particularly secretaries,</p> <p>18 presidents as you know have to sign paperwork</p> <p>19 for corporations. The big thing is it</p> <p>20 allowed them to concentrate on more important</p> <p>21 things.</p> <p>22 I'm referring you to the book of</p> <p>23 Acts where they assigned other qualified men.</p> <p>24 They said we're going to let somebody else be</p> <p>25 officers and directors, so we can concentrate</p> <p style="text-align: right;">Page 42</p>	<p>1 M. MORENO</p> <p>2 distributed?</p> <p>3 MR. COPLEY: Objection, vague,</p> <p>4 ambiguous, violates first amendment.</p> <p>5 A. It's not necessarily subject matter.</p> <p>6 It's more if it's something that involves the</p> <p>7 beliefs of practices that might be new,</p> <p>8 different in some way, that would be</p> <p>9 something that the governing or at least --</p> <p>10 probably not the entire governing body, but</p> <p>11 probably a service committee of the governing</p> <p>12 body would want to look at. And on occasion,</p> <p>13 there might be something that the entire</p> <p>14 governing body and those would be more rare.</p> <p>15 So it has to do with the beliefs and</p> <p>16 practices, something that's a little</p> <p>17 different, new, never been covered before, as</p> <p>18 opposed to something of a more administrative</p> <p>19 or organizational nature. Usually the branch</p> <p>20 committee will take care of that.</p> <p>21 Q. Do the governing body members ever,</p> <p>22 to your knowledge, weigh in in some way on</p> <p>23 Judicial Committee matters?</p> <p>24 A. They don't. They don't have time.</p> <p>25 They've established the beliefs and practices</p> <p style="text-align: right;">Page 44</p>
<p>1 M. MORENO</p> <p>2 on the spiritual matters. Because when</p> <p>3 you're an officer or director, you do have</p> <p>4 some legal responsibility, corporate</p> <p>5 responsibility, I guess is a better way to</p> <p>6 put it.</p> <p>7 Q. Does the governing body or any of</p> <p>8 committees of the governing body participate</p> <p>9 at all in the creation of Body of Elder</p> <p>10 letters?</p> <p>11 A. I would say no, not in the creation,</p> <p>12 no.</p> <p>13 Q. But there is an approval -- is it</p> <p>14 fair to say that the governing body does</p> <p>15 approve Bodies of Elders letters?</p> <p>16 A. Some, some of them, definitely</p> <p>17 not -- because a lot of them they don't</p> <p>18 approve.</p> <p>19 Q. They're just not involved. It's not</p> <p>20 just they disapproved?</p> <p>21 A. That's correct. The branch</p> <p>22 committee would have approve them, right.</p> <p>23 Q. Are there particular subject matters</p> <p>24 that do require the governing body to approve</p> <p>25 the Body of Elders letter before it's</p> <p style="text-align: right;">Page 43</p>	<p>1 M. MORENO</p> <p>2 for Judicial Committees, those that have been</p> <p>3 approved by at least the servicing committee,</p> <p>4 the governing body at some point. They leave</p> <p>5 it to capable local congregation elders to</p> <p>6 handle those matters. If they have a</p> <p>7 question they go to their Service Department.</p> <p>8 Q. And just clarification, since 2001,</p> <p>9 the U.S. branch Service Department now is</p> <p>10 under the CCJW, Christian Congregation of</p> <p>11 Jehovah's Witnesses; is that correct?</p> <p>12 A. Not exactly. Since about mid-March</p> <p>13 of 2001, the Service Department has used CCJW</p> <p>14 rather than Watchtower to communicate with</p> <p>15 the congregations and with the local Bodies</p> <p>16 of Elders in the United States territory.</p> <p>17 Q. Why was CCJW formed, do you know?</p> <p>18 A. Well, one of the big reasons was</p> <p>19 we're not Watchtower, we're Jehovah's</p> <p>20 Witnesses. And so with the public, sometimes</p> <p>21 the public started, you could tell, it's like</p> <p>22 they thought of Jehovah's Witnesses as</p> <p>23 Watchtower, and so it was a way to help the</p> <p>24 public, have another corporation there. This</p> <p>25 is where -- because that's basically the</p> <p style="text-align: right;">Page 45</p>

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2 legal entity that's used now to communicate
3 religious oversight, if you will, it's CCJW,
4 not Watchtower.
5 Watchtower had the association,
6 especially here in New York. People see the
7 Watchtower building, the Watchtower clock,
8 and they think of a printing company or
9 somebody that just owns these buildings.
10 Whereas, Christian Congregations of Jehovah's
11 Witnesses, it just better conveys what we
12 are. It's a religion, and they wanted to
13 protect that name too.
14 **Q. But essentially CCJW, other than**
15 **having a different name, but functionally, it**
16 **operates in the same way that Watchtower was**
17 **operating before?**
18 MR. COPLEY: Objection, vague.
19 **Q. Is that correct?**
20 A. Not entirely. It is used by the
21 Service Department, for example, in the same
22 manner to communicate the bodies of elders
23 and the local congregations as Watchtower was
24 previously used, or Watchtower letterhead was
25 previously used to do so. There are still

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2 other things that Watchtower does that is
3 used for, that CCJW is not used for.
4 **Q. Is CCJW used for anything other than**
5 **communicating, allowing the service**
6 **Department to communicate its information to**
7 **the public and to members?**
8 A. Yes, CCJW is used for conventions.
9 We have district conventions every year
10 throughout the United States and CCJW is the
11 corporation that's used if a contract is
12 needed for a facility. For example, if we
13 want to rent a stadium or something, it would
14 be CCJW that would be used. CCJW is also the
15 corporation that's used to lease vehicles for
16 the traveling overseers in the United States,
17 I know those are two uses.
18 And CCJW is also the corporation
19 that's used to copyright the Kingdom
20 Ministry, that's a monthly bulletin. It has
21 the spiritual programs for congregations in
22 the United States. We call it the Kingdom
23 Ministry. CCJW is the copyright holder of
24 that. I might have missed something, but
25 those are some of the other uses.

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1 M. MORENO
2 Excuse me, can I get a little water.
3 I'm starting to get a little dry here.
4 MR. ZALKIN: You want to take a
5 break? Anybody need a break?
6 VIDEOGRAPHER: The time is
7 4:15. We're going off the record.
8 (Whereupon a short break was
9 taken.)
10 VIDEOGRAPHER: The time is 4:17
11 p.m. We're back on the record.
12 A. Mr. Zalkin, I just want to mention
13 too that I forgot when I was talking about
14 the Coordinators Committee and the role of
15 legal oversight, and said there are more
16 important legal matters going on in different
17 branches around the world, the scriptural
18 basis for the -- you might wonder why the
19 governing body members be involved in that.
20 Everything always goes back to the Bible and
21 the scriptural basis for it is Philippians
22 1:7 where it said, Paul wrote "It is only
23 right for me to think this regarding all of
24 you, since I have you in my heart, you who
25 are sharers with me in the undeserved

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2 kindness, both in my prison bonds and in the
3 defending and legally establishing of the
4 good news." So, that's the scriptural basis
5 for the governing body, having some
6 involvement, if you will, with legal matters,
7 to legally defend and establish the good
8 news.
9 **Q. Thank you. What is the U.S. branch?**
10 A. That would be the, all of the
11 departments that are located in three
12 locations in the United States at present.
13 They are located in Patterson, New York,
14 Brooklyn, New York and Waukill, New York,
15 that facilitate and provide services you
16 might say to congregations of Jehovah's
17 Witnesses in the United States and
18 territories covered or overseen by the United
19 States branch committee. So it would include
20 departments, such as the Legal Department,
21 Service Department and other departments.
22 You might think of it as a national
23 headquarters, if you would, for Jehovah's
24 Witnesses.
25 **Q. And as we said before, that the**

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13 (Pages 46 to 49)

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1 **M. MORENO**
2 **branch has several departments?**
3 A. That's correct.
4 **Q. And how many members are there of**
5 **the branch committee?**
6 A. You know Mr. Ashe gave me that
7 number the other day and I didn't realize
8 because it has changed, it changes. But I
9 think there is some sort of between 12 and 14
10 members. I'm not exactly sure. If I tried
11 to remember them all, I might come up with it
12 but I'd probably miss one.
13 **Q. And the branch committee is the**
14 **entity that has oversight over the branch?**
15 A. They have oversight over the actual,
16 what we call the Bethel family, the
17 volunteers who work at the branch
18 headquarters. But they also have a spiritual
19 oversight over all the congregations of the
20 United States and a couple of other places
21 like Jamaica and the Bahamas.
22 **Q. And are the branch committee members**
23 **cared for in the same way that you've**
24 **described other full-time members that are**
25 **involved in these activities, governance for**
Page 50

1 **M. MORENO**
2 **the Jehovah's Witness organization?**
3 MR. COPLEY: Objection, vague,
4 overbroad.
5 A. They are members of the religious
6 order also, and they receive the exact same
7 benefit that every other member, same
8 provisions that every other member of the
9 religious order receives, including the
10 governing body.
11 **Q. And that's housing, insurance, that**
12 **sort of thing?**
13 A. That's correct.
14 **Q. How are they fed, how do you get**
15 **fed, do you have an allowance for food and**
16 **that sort of thing?**
17 A. No. There's actually dining rooms
18 at the United States branch facility, at each
19 of the complexes, sometimes more than one
20 dining room. Patterson we have one dining
21 room, Wahkill has one dining room but
22 Brooklyn got a couple dinning rooms at least,
23 because it's more separated. And so there is
24 breakfast provided 7:00 in the morning until
25 about 7:30. And there is lunch provided
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1 M. MORENO
2 about 12:15 to 1:00, and then there is a
3 supper provided about 5:00 to 6:00, and in
4 the evening. And then on the weekends,
5 there's usually a couple meals and then there
6 is like provisions you can pick up on Friday
7 to make sandwiches or whatever. Usually,
8 there's not lunch on the weekends, so there's
9 provisions that are made on Friday evening
10 for members of the staff to pick up and make
11 their own lunch.
12 There's also a small allowance given
13 to each member of the religious order, if he
14 misses a meal. I think it's about \$130 a
15 month now we each get. But most of that goes
16 to transportation, clothing, toothpaste,
17 things like that.
18 **Q. I'm going to give you some documents**
19 **just to ask you if you're familiar with**
20 **these.**
21 MR. ZALKIN: Let's mark this as
22 Exhibit number 1 to his deposition.
23 Was the notice Exhibit 1. I don't
24 think we marked it yet.
25 (Whereupon, a discussion was held
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1 M. MORENO
2 off the record.)
3 MR. ZALKIN: You want to just
4 continue where we left off with
5 Mr. Ashe?
6 MR. COPLEY: Technically, this
7 is part of the PMK.
8 MR. ZALKIN: Why don't we just
9 do that. So what was the last number
10 we had, 26.
11 COURT REPORTER: 26.
12 MR. ZALKIN: We'll mark this
13 number 27. I can put an M in front
14 of it, if that would help you. M in
15 front. So we have an M and 27.
16 (Whereupon, a document was marked
17 as Plaintiff's Exhibit M27, for
18 identification, as of this date.)
19 **Q. Before I give you this, the**
20 **Watchtower is a corporation? Watchtower**
21 **Bible and Tract Society of New York is a**
22 **corporation?**
23 A. Not-for-profit corporation, yes.
24 **Q. Do you know when it was**
25 **incorporated?**
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14 (Pages 50 to 53)

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1 **M. MORENO**
 2 A. The late 1800's. I don't remember
 3 the exact date. It wasn't under that name at
 4 that time. Same corporation, changed it's
 5 name over time.
 6 **Q. Are you familiar -- have you seen**
 7 **the various iterations of bylaws and**
 8 **articles?**
 9 A. I've seen them in the past, yes.
 10 **Q. Now, I'm just going to hand you this**
 11 **and this is really more for authentication**
 12 **purposes.**
 13 A. I would be able to authenticate it.
 14 **Q. So I'm handing you this Exhibit**
 15 **number 27 and ask if you can authenticate**
 16 **that document.**
 17 A. Looks like an amended charter for
 18 Watchtower Bible and Tract Society of New
 19 York. I can authenticate it as such.
 20 **Q. Thank you. And just doing this for**
 21 **housekeeping purposes, same thing for M29.**
 22 **Can you authenticate that document?**
 23 MR. COPLEY: M29? It should be
 24 28.
 25 **Q. Oh, I'm sorry M28.**

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1 **M. MORENO**
 2 **(Whereupon, a document was marked**
 3 **as Exhibit M28, for identification, as**
 4 **of this date.)**
 5 A. Yes, it's a later amendment to the
 6 charter of Watchtower.
 7 **Q. And you can authenticate it as such?**
 8 A. I'm sorry?
 9 **Q. You can authenticate it as such?**
 10 A. Yes.
 11 **Q. Thank you.**
 12 MR. COPLEY: Now, we're looking
 13 at 29?
 14 MR. ZALKIN: 29.
 15 **(Whereupon, a document was marked**
 16 **as Exhibit M29, for identification, as**
 17 **of this date.)**
 18 MR. ZALKIN: We are almost
 19 through here, Rocky.
 20 MR. COPLEY: Really.
 21 **(Whereupon, a discussion was held**
 22 **off the record.)**
 23 A. I can authenticate Exhibit M29 as
 24 another amendment to the Watchtower charter.
 25 **Q. Thank you.**

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1 **M. MORENO**
 2 **(Whereupon, a document was marked**
 3 **as Exhibit M30, for identification, as**
 4 **of this date.)**
 5 **Q. Let me show you M30.**
 6 A. I can authenticate M30 as the bylaws
 7 for Watchtower.
 8 **Q. M31.**
 9 **(Whereupon, document was marked as**
 10 **Exhibit M31, for identification, as of**
 11 **this date.)**
 12 A. Those are also bylaws for Watchtower
 13 again. I'm not sure of the time period
 14 because it doesn't have a date on it, but
 15 they read like the bylaws of Watchtower for
 16 whatever point in time they cover.
 17 **Q. Are you comfortable authenticating**
 18 **them?**
 19 A. As bylaws for Watchtower, yes. I'm
 20 just not sure they're the current ones.
 21 **Q. And the last one is M32?**
 22 **(Whereupon, a document was marked**
 23 **as Exhibit M32, for identification, as**
 24 **of this date.)**
 25 A. It appears to be minutes of an

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1 M. MORENO
 2 annual meeting for members of Watchtower held
 3 on April 4, 1987.
 4 **Q. Do you know what members are, they**
 5 **might be, they're referring to?**
 6 A. Yes, there is in the neighborhood of
 7 50 members of the Watchtower corporation.
 8 **Q. What is a member?**
 9 A. They're members of the corporation.
 10 You know, they're both voting members. They
 11 are not stockholders, but the
 12 non-stockholding corporations, but they do
 13 have members who vote for directors and
 14 officers. Roughly, 50, 55, you know, the
 15 numbers vary, and they are all pretty much
 16 members of the religious order for many
 17 years, usually decades, here in New York
 18 mostly of the members.
 19 **Q. Are you able to authenticate M32?**
 20 A. I am.
 21 **Q. And do you authenticate it?**
 22 A. I do. There are minutes of the date
 23 I mentioned.
 24 **Q. So let's move on to the topic of**
 25 **reporting, and then I think we'll be complete**

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15 (Pages 54 to 57)

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1 **M. MORENO**
2 **with your testimony.**

3 **Is there a current policy today that**
4 **the Jehovah Witnesses, the Jehovah Witness**
5 **organization ascribes to with respect to**
6 **reporting to secular authorities an**
7 **allegation of childhood sexual abuse that**
8 **involves a member of their congregation?**

9 MR. COPLEY: Objection, vague.

10 MR. ROUSE: Objection. It's
11 overbroad, vague, it's not restricted
12 to the State of California. It's
13 also vague because I don't know if
14 you're talking about worldwide or
15 what. It also violates first
16 amendment privilege.

17 A. There is.

18 **Q. And what is that?**

19 A. The scripturally based policy and
20 practice. Based on a couple of scriptural
21 principals at least. One of those scriptural
22 principals is in Romans 13:1, where it says,
23 "Let every man -- " excuse me. That's what
24 happens when I try to read without my
25 glasses. "Let every person be in subjection

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1 M. MORENO

2 ministers.

3 So another scriptural principal is
4 found in Galatians 6:5, and there it says,
5 "For each one will carry his own load." So
6 people have to make their own personal
7 decision on whether or not to report an
8 allegation of child abuse, particular, or
9 even whether or not the law requires it.

10 We encourage our members to obey the
11 command of Romans 13:1 that we just read, to
12 follow whatever the law of the land is, but
13 we're not police. We can't, we don't know
14 whether members are, parents for example, are
15 they reporting when they should or not.
16 We're not providing legal advice to parents,
17 but we do provide legal advice to elders.
18 They're supposed to call. They're in the
19 United States, the United States Legal
20 Department. We let them know whether in
21 their jurisdiction, whether or not they have
22 a legal duty as an elder, a minister to
23 report the matter and if they do, we let them
24 know that they got a reporting duty, and we
25 tell them which agency based on their

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1 M. MORENO

2 to the superior authorities, for there is no
3 authority except by God."

4 So the authorities here, superior
5 authorities are governments. It can include
6 governments. It could be a school teacher.
7 Here it can include governments, and so we
8 try to practice what the Bible says here, and
9 so it says we should be in subjection to
10 governments, and so if our government has a
11 reporting law on child abuse, we try to
12 assist our elders to comply with that
13 reporting law.

14 As you know, there are some
15 jurisdictions that require ministers to
16 report allegations of child abuse, so that's
17 one of the beliefs, practices, policies with
18 respect to the guides, policy of Jehovah's
19 Witnesses on child abuse worldwide. Another
20 one, a scriptural basis is Galatians 6:5,
21 because whether or not there is a duty for an
22 elder, or for that matter a member to report,
23 there are laws that require parents to
24 report. Some places anybody who knows about
25 child abuse has a duty to report, not just

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1 M. MORENO

2 statute, their law they need to report to,
3 sometimes it's the police, sometimes it's
4 Child Protective Services, sometimes it's
5 either one, so we provide them with that
6 legal advice and counsel to carry that out,
7 but sometimes there isn't the law.

8 So then elders are well aware of
9 this principal in Galatians 6:5. The parents
10 will sometimes ask them, well, what do I do,
11 and they refer them to this. It's your
12 personal decision. You have to decide what's
13 best for you, and does the law require me.
14 Our elders don't give legal advice. That's
15 something they have to carry their own load.
16 If they have a legal question like that,
17 they've got to find out, and then they've got
18 to make their personal decisions as parents.
19 And the reason for that, why elders don't
20 dictate to individuals what to do as Mr. Ashe
21 said, it's their personal right to report or
22 not report, is because of the, another Bible
23 principal. Part of our beliefs and practices
24 that results in our policy, if you want to
25 call it that, on child abuse worldwide and

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16 (Pages 58 to 61)

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1 M. MORENO
2 that's in -- wrong book, no wonder, 1
3 Corinthians 11:3 where it says, "But I want
4 you know that the head of every man is the
5 Christ and turning the head of a woman is the
6 man and turning the head of Christ is God."
7 So this is what we refer to as a principled,
8 headship, and that is that the parents,
9 father, mother, they're the head of their
10 family, so they need to decide what they're
11 are going to do, that's why we would never
12 tell them -- our elders know they shouldn't
13 be telling parents whether they should report
14 or not. They're the heads of their families.

15 In harmony with Galatians 6:5, they
16 have to carry their own load and do what's
17 best for their family. However, going back
18 to Romans 13:1, if the law requires our
19 elders to report, it doesn't matter what the
20 parents want. Sometimes you have parents
21 that don't want them to report but our elders
22 know they have to report anyway. They have
23 to comply with the law.

24 So that in a nutshell is the
25 scriptural bases for our policy. It's

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1 M. MORENO
2 scripturally based to comply with the law and
3 as far as reporting, that's it.
4 **Q. So if an elder is approached, if an**
5 **elder of a congregation is approached by a**
6 **parent of a child who claims he was sexually**
7 **abused by a member of the congregation, that**
8 **elder will call the Legal Department for**
9 **advice on what to do, what their reporting**
10 **obligation would be?**

11 MR. COPLEY: Objection,
12 compound, vague.

13 A. Exactly. They call for legal advice
14 to find out whether or not they have a legal
15 duty as elders, as ministers to report that
16 in their jurisdiction.

17 **Q. And if they are within a state that**
18 **has a mandated reporting requirement for**
19 **clergy, they would be instructed that they**
20 **have to follow the law of the state?**

21 A. They are instructed they have a
22 legal duty to report, and they know that
23 that's what they should do. And if they
24 don't have a legal duty to report, we tell
25 them, you don't have a legal duty to report

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1 M. MORENO
2 as an elder. Like Mr. Ashe said, and what
3 they do is their business.

4 **Q. If they -- and the policy that if**
5 **a -- under no circumstance should an elder**
6 **dissuade or discourage a parent from**
7 **reporting if they so desire?**

8 A. That's correct.

9 **Q. And it would be a violation of that**
10 **policy if an elder was to or a group of**
11 **elders would ever try to do that?**

12 MR. COPLEY: To discourage?

13 **Q. Yes.**

14 MR. COPLEY: Objection, vague,
15 misstates testimony.

16 A. Elders -- I have a little problem, I
17 guess, when you say violation of policy. Our
18 elders are instructed in harmony with
19 Galatians 6:5 that it's up to the parents to
20 decide whether or not to report or not, and
21 they should not be trying to discourage them
22 in any way from reporting. And generally,
23 they shouldn't be trying to encourage them to
24 either. They should just be neutral about
25 it. In most cases, there can be rare

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1 M. MORENO
2 exceptions where it might encourage elders to
3 encourage the parents because of a unique
4 circumstances but that would be case by case.
5 Generally, just elders are not encouraged to
6 do either. Just to leave it to the parents.

7 **Q. And if an elder communicates, calls**
8 **the Legal Department to determine whether**
9 **they should report, is that occur only once**
10 **they're determined through a judicial**
11 **committee that the person meets the**
12 **scriptural standard for substantiating the**
13 **allegation, or do they, even upon the mere**
14 **allegation, they will call the Legal**
15 **Department, if there is a statutory duty to**
16 **report, they're going to be instructed to**
17 **report?**

18 MR. COPLEY: Objection,
19 compound.

20 A. We've instructed our elders, and
21 tried to make it as clear as we can to them,
22 that upon receiving a mere allegation, they
23 should call the Legal Department immediately.
24 They shouldn't start trying to investigate.
25 They should call right away because of the

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17 (Pages 62 to 65)

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<p>1 M. MORENO</p> <p>2 fact that we know that there are some states</p> <p>3 that require a report immediately. Other say</p> <p>4 24 hours, others say 48 hours, so we want to</p> <p>5 be in compliance with the laws, so we</p> <p>6 instruct them to call us immediately.</p> <p>7 Q. What instruction is given with</p> <p>8 respect to allegations or reporting these</p> <p>9 allegations in states that have a penitential</p> <p>10 privilege exception to the clergy mandatory</p> <p>11 reporting requirement?</p> <p>12 A. Whatever the law requires. If the</p> <p>13 law requires a report to be made, and there</p> <p>14 is no facts based on the call, that would say</p> <p>15 or that would bring this into a non-reporting</p> <p>16 situation, then they're going to be told</p> <p>17 they've got to report.</p> <p>18 On the other hand, if they've</p> <p>19 learned of it, let's just say it's for a</p> <p>20 confession, and you're in a jurisdiction that</p> <p>21 exempts ministers from reporting a</p> <p>22 confession, then we would tell the elders,</p> <p>23 would give them the proper legal advice, that</p> <p>24 they don't have a legal duty based on their</p> <p>25 state the reporting law to report. So</p> <p style="text-align: right;">Page 66</p>	<p>1 M. MORENO</p> <p>2 that they do not have a duty to report in</p> <p>3 those states that recognize a confessional or</p> <p>4 penitential privilege exception to the</p> <p>5 mandatory reporting requirement?</p> <p>6 A. I understand the question, and I</p> <p>7 can't answer it because it depends on the</p> <p>8 state law, and how they define the exemption.</p> <p>9 Some states, in some jurisdictions, if the</p> <p>10 elders received a report say from a mother</p> <p>11 and father, come and talk to them in</p> <p>12 confidence to tell them that their child was</p> <p>13 abused by so and so in the congregation, in</p> <p>14 some jurisdictions, that's considered an</p> <p>15 exception to the reporting requirement for a</p> <p>16 minister, because of the way they define in</p> <p>17 their state's statutes the exemption. In</p> <p>18 other states, that would not be considered an</p> <p>19 exemption. It's limited to the confession,</p> <p>20 so it depends on the law of the jurisdiction.</p> <p>21 Romans 13:1, Obey the reporting law</p> <p>22 whatever it is.</p> <p>23 MR. ZALKIN: I will read it</p> <p>24 too.</p> <p>25 Q. And with respect to an elder that</p> <p style="text-align: right;">Page 68</p>
<p>1 M. MORENO</p> <p>2 whatever the law is, that's what we tell</p> <p>3 them. We interpret the law. We don't make</p> <p>4 it.</p> <p>5 Q. What if it's substantiated not by</p> <p>6 confession but by two eye witnesses, what</p> <p>7 position do you take in that regard with</p> <p>8 respect to a confessional or penitential</p> <p>9 exemption to the clergy mandatory reporting?</p> <p>10 A. I'm not following the question. I'm</p> <p>11 sorry.</p> <p>12 MR. ROUSE: Objection. Assumes</p> <p>13 facts not in evidence.</p> <p>14 Q. If the information is obtained by</p> <p>15 the elders, and its Judicial Committee's been</p> <p>16 conducted or the investigation --</p> <p>17 MR. COPLEY: Can you start this</p> <p>18 from the beginning?</p> <p>19 MR. ZALKIN: Yes, I am tired.</p> <p>20 I'll start it all over again.</p> <p>21 Q. If a report is made and the elders</p> <p>22 do not obtain a confession from the accused,</p> <p>23 but there are two eye witnesses that</p> <p>24 corroborate the allegation, would that be,</p> <p>25 would the Legal Department advise the elders</p> <p style="text-align: right;">Page 67</p>	<p>1 M. MORENO</p> <p>2 simply determines on his own that he feels he</p> <p>3 wants to report, absent any mandated</p> <p>4 reporting duty, is there any restriction on</p> <p>5 an elder taking it upon himself to report?</p> <p>6 MR. COPLEY: Objection, vague.</p> <p>7 A. I think Mr. Ashe answered that, and</p> <p>8 I would answer -- he answered it from the</p> <p>9 Service Department side. From the Legal</p> <p>10 Department side, we don't tell the elders</p> <p>11 whether to report or not. We tell them</p> <p>12 whether they have a legal duty to report or</p> <p>13 not and then after that, that's Romans 13:1</p> <p>14 do you have a legal duty. Obey the superior</p> <p>15 authority, after that then for each elder and</p> <p>16 they know this, the principal of Galatians</p> <p>17 6:5 comes into play. "Everyone has to carry</p> <p>18 their own load," so they still have to make</p> <p>19 their own personal decision as to what</p> <p>20 they're going to do.</p> <p>21 Q. The elder does?</p> <p>22 A. That's right, they've got to live</p> <p>23 with themselves and conscious.</p> <p>24 Q. How would you reconcile that with</p> <p>25 the requirement, this type of information</p> <p style="text-align: right;">Page 69</p>

18 (Pages 66 to 69)

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2 needs to be maintained confidential within
3 the congregation and among all of the elders
4 within the congregation?

5 MR. COPLEY: Objection, vague,
6 overbroad, incomplete hypothetical.

7 A. I'm afraid I don't understand the
8 question.

9 Q. Well, it's pretty clear that from
10 these last few days, these discussions that
11 if elders that receive a report of child
12 sexual abuse are to maintain that information
13 confidential, and that is to be kept sealed
14 in special designated envelopes and that sort
15 of thing. How do you reconcile the
16 requirement that that information be kept so
17 confidential with an elder who simply decides
18 I'm going to go tell the police?

19 MR. COPLEY: Objection,
20 argumentative, vague, ambiguous,
21 overbroad, calls for improper
22 opinion.

23 A. First of all, not every report that
24 an elder always receives is one that he would
25 consider to be one that he received in

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1 M. MORENO

2 want to report it is because they are trying
3 to protect that family member who is an
4 abuser.

5 Q. Is there any encouragement offered
6 to elders that they should report an
7 allegation of childhood sexual abuse by a
8 non-related member of a child in the
9 organization to law enforcement or Child
10 Protective Services, period?

11 MR. COPLEY: Objection. I'm
12 glad you said "period." I was
13 waiting.

14 Objection, vague, overbroad,
15 vague as to encouragement. I'm not
16 even sure what you mean by that.

17 MR. ROUSE: I'm a little
18 worried about the word "related."

19 Q. Let me rephrase it.

20 A. It's late in the day I was having a
21 hard time following.

22 Q. What I am getting at real simply is:
23 Has there been any effort by the
24 organization, Jehovah's Witness organization
25 to actually encourage elders to report,

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2 confidence as an elder. So there would be
3 those situations where that wouldn't even
4 come into play, if you will. They didn't
5 receive it in confidence. They don't always
6 receive reports in confidence. So there
7 would be probably some elders, maybe many
8 elders who would feel comfortable reporting
9 it themselves if the parents weren't going
10 to. So they're not always received in
11 confidence. There maybe other cases where
12 they did received it in confidence but if an
13 elder felt that unless he reported it, for
14 example, these parents were not going to,
15 maybe because one of the parents was the
16 abuser or maybe because the oldest son is the
17 abuser, and they wanted to protect him, then
18 there are many elders who would report that
19 matter to protect the child and as Mr. Ashe
20 said, probably wouldn't be any sanctions.

21 Most parents will report abuse, so
22 it would be a real rare situation where the
23 elder would have to, as you might say, take
24 that upon himself. Usually in situations
25 where you get that where a parent doesn't

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2 whether there is a mandatory duty or not?

3 A. Not as a general rule, no. It's
4 handled case by case. We're going to protect
5 our children and if it only is determined by
6 the Service Department, Legal Department,
7 consulting with the local elders that this is
8 a situation where if the elders don't report
9 it, there's going to be some more abuse in
10 this household or outside the household, we
11 will do what we have to do to protect our
12 kids, but that's such a rare occurrence. Has
13 it happened? Yes, but it is rare. Because
14 it's generally almost always somebody who
15 knows about it that doesn't want it to happen
16 any more and they're going to report it, or
17 we're in a jurisdiction where the elders have
18 a legal duty to report it.

19 Nowadays, over 40 of the 50 states,
20 for example, now have mandatory reporting.
21 Albeit some of them, many of those have
22 exceptions for confessions, but it would be
23 an unusual situation. So that's why we
24 handle it case by case, that's why they call
25 the Legal Department and if they need

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19 (Pages 70 to 73)

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MARIO F. MORENO APRIL 1, 2014

<p>1 M. MORENO</p> <p>2 spiritual direction, we pass them on to the</p> <p>3 Service Department.</p> <p>4 Now, I wanted to make that</p> <p>5 correction too. I know Mr. Ashe, he doesn't</p> <p>6 work in the Legal Department. I believe he</p> <p>7 said yesterday, at least it came across to me</p> <p>8 like we automatically pass these calls to the</p> <p>9 Service Department, we don't. If the elders</p> <p>10 have a spiritual question or a question about</p> <p>11 what do I do in this situation, then we pass</p> <p>12 them on to the Service Department. But if</p> <p>13 they call, they get their legal direction,</p> <p>14 they don't have any questions and we perceive</p> <p>15 that they don't have any questions or don't</p> <p>16 need direction, we do not pass that call on</p> <p>17 to the Service Department.</p> <p>18 Q. We are down to the last question.</p> <p>19 MR. COPLEY: Famous last words.</p> <p>20 Q. So would it be fair to say that it</p> <p>21 is imperative that elders and/or parents make</p> <p>22 sure that if there is a person who is an</p> <p>23 abuser in a congregation that everything</p> <p>24 should be done to protect children within</p> <p>25 that congregation?</p> <p style="text-align: right;">Page 74</p>	<p>1 M. MORENO</p> <p>2 they're not credible to the elders, they are</p> <p>3 instructed to report and they do.</p> <p>4 MR. ZALKIN: Thank you.</p> <p>5 MR. COPLEY: Same stip.</p> <p>6 MR. ZALKIN: Same stipulation.</p> <p>7 Why don't we have the original sent</p> <p>8 to Mr. Copley and the witness will</p> <p>9 read it and sign it and make any</p> <p>10 corrections within 45 days in receipt</p> <p>11 of it.</p> <p>12 MR. COPLEY: You know what I'm</p> <p>13 going to do is I'm going to mark the</p> <p>14 written objection I did on this PMK</p> <p>15 thing as the next in order which</p> <p>16 would be Exhibit M33.</p> <p>17 (Whereupon, a document was marked</p> <p>18 as Exhibit M33, for identification, as</p> <p>19 of this date.)</p> <p>20 VIDEOGRAPHER: Can we go off</p> <p>21 the record?</p> <p>22 MR. ZALKIN: Let's see whatever</p> <p>23 else is needed. And a copy can be</p> <p>24 used for any and all purposes if an</p> <p>25 original is not available.</p> <p style="text-align: right;">Page 76</p>
<p>1 M. MORENO</p> <p>2 MR. COPLEY: Objection, vague,</p> <p>3 overbroad, incomplete hypothetical.</p> <p>4 A. The elders do everything that they</p> <p>5 can within their limitations as elders. They</p> <p>6 are not parents. They are not custodians of</p> <p>7 the child. The only time they see the child</p> <p>8 generally is at congregation meetings.</p> <p>9 Certainly, they do everything they can as</p> <p>10 elders to make sure that they are safe at the</p> <p>11 Kingdom Hall. And when they are engaged in</p> <p>12 the ministry, and they comply with all the</p> <p>13 laws, the practice and beliefs in this regard</p> <p>14 insist that we comply with the laws, and if</p> <p>15 there was across the board reporting law in</p> <p>16 this country, we would happily comply with</p> <p>17 it.</p> <p>18 If there was a law in this country</p> <p>19 that requires that we make an announcement to</p> <p>20 the members of the congregation that someone</p> <p>21 has been accused of child abuse, as draconian</p> <p>22 as that would be, we would comply with it.</p> <p>23 Even if it was mere allegation, if that's</p> <p>24 what the law required. Because we do that</p> <p>25 with reporting, mere allegations, even if</p> <p style="text-align: right;">Page 75</p>	<p>1 M. MORENO</p> <p>2 MR. COPLEY: Correct. Same</p> <p>3 stip as we had with the PMK depo, we</p> <p>4 had with Mr. Ashe.</p> <p>5 VIDEOGRAPHER: The time is 4:59</p> <p>6 p.m., April 1, 2014. This completes</p> <p>7 today's deposition of Mr. Mario F.</p> <p>8 Moreno.</p> <p>9 (4:59 p.m.)</p> <p style="text-align: right;">Page 77</p>

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MARIO F. MORENO APRIL 1, 2014

1 M. MORENO
2 A C K N O W L E D G E M E N T
3 STATE OF NEW YORK)
4 :ss
5 COUNTY OF NEW YORK)
6 I, MARIO F. MORENO hereby certify that I
7 have read the transcript of my testimony taken
8 under oath on APRIL 1, 2014, that the
9 transcript is a true, complete and correct
10 record of what was asked, answered and said
11 during my testimony under oath, and that the
12 answers on the record as given by me are true
13 and correct.

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18 MARIO MORENO
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1 M. MORENO
2 C E R T I F I C A T E
3 I, LA VERNE HAIRSTON, a shorthand
4 reporter and Notary Public within and for
5 the State of New York, do hereby certify:

6 That the witness(es) whose testimony
7 is hereinbefore set forth was duly sworn by
8 me, and the foregoing transcript is a true
9 record of the testimony given by such
10 witness(es).

11 I further certify that I am not
12 related to any of the parties to this
13 action by blood or marriage, and that I am
14 in no way interested in the outcome
15 of this matter.
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LA VERNE HAIRSTON

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1 M. MORENO
2 I N D E X

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4 WITNESS EXAMINATION BY PAGE
5 Mario Moreno Mr. Zalkin 3

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