

**From:** Shaun Mcleod/28309/Staff/NSWPolice  
**To:** Suzanne Smith <Smith.Suzanne@abc.net.au>

**Date:** Thursday, May 13, 2010 03:25PM  
**Subject:** Re: FW: Scanned documents

Susie Smith - ABC

I wish to acknowledge receipt of this email and attachment.

This email and attachment has been forwarded to Det. Sgt. Kristi Faber Lake Macquarie LAC - Detective Office.

Regards  
 Shaun McLeod  
 Detective Senior Constable  
 Lake Macquarie Detective Office  
 71931 / 49429931

-----Suzanne Smith <Smith.Suzanne@abc.net.au> wrote: -----

**To:** "'mcle1sha@police.nsw.gov.au'" <mcle1sha@police.nsw.gov.au>  
**From:** Suzanne Smith <Smith.Suzanne@abc.net.au>  
**Date:** 05/13/2010 02:50PM  
**Subject:** FW: Scanned documents

**From:** Natasha Banks  
**Sent:** Thursday, 13 May 2010 2:45 PM  
**To:** Suzanne Smith  
**Subject:** Scanned documents

Hi Suzie,

Scan attached.

Tash

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Attachments:

S10051314421.pdf

**Content removed at  
Commissioner's  
direction**

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**Elizabeth Doyle**

From: John F. Davoren [John.davoren@cathprofstandards.com]  
 Sent: Tuesday, 4 March 2003 16:02  
 To: michael.malone@mn.catholic.org.au  
 Subject: RE Denis McAinden

Dear Bishop,  
 I have today notified the NSW Police of the complaints received against this man.  
 In return the police advised me that they have three complaints against him - the first for sexual assault in 1953, and two more recent complaints [details not provided] in 1999 and 2000. Charges were not laid as the witnesses were not prepared to pursue the matter to court. Police have his date of birth recorded as 24 January 1923.

John Davoren

Director Professional Standards

276 Pitt Street Sydney NSW 2000

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 (as amended)



St Mary's Cathedral  
17 Victoria Square, Perth  
Western Australia 6000

Telephone (08) 9223 1250  
Facsimile (08) 9221 1716

28 June 2002

Most Rev M Malone  
Bishop of Maitland-Newcastle  
PO Box 780  
NEWCASTLE NSW 2300

Dear Bishop Michael

re: Fr Denis McAlinden

Regarding your enquiry concerning Denis McAlinden, I regret that I have lost all trace of him.

The St John of God Hospital phoned us about him last year when he was a patient there. We have not heard of him since. I asked Peter Quinn if he had a lead, but he doesn't, unfortunately.

If you want to find him, the police might help. I don't even know if he is still in Western Australia.

Best of luck,

Yours sincerely in Jesus Christ

Most Rev B J Hickey  
Archbishop of Perth

BT

**Content removed at  
Commissioner's  
direction**

**Pages 128 - 129**

19 October 1995

Rev D McAlinden  
PO Box 305  
LOLLIMONT WA 6013

Dear Father McAlinden,

The resolution of the problems associated with your ministry has been a concern to me for some time. In confidence I have discussed the issues with Bishop Malone and the Deans. After listening to their advice I have made the following decisions:-

In the light of your admission to Fr Brian Lucas and other evidence I inform you:

1. That I request you to petition the Holy See for a rescript of Laicization.
2. That I have begun the process to declare that you have an impediment to the exercise of Orders (Canon 1044). This impediment is based on Canon 277 of the 1983 Code of Canon Law. This process has commenced this day and I wanted to inform you of your rights.
  - a) ~~You have the right to be heard, to be informed of the facts and to offer contrary evidence.~~
  - b) You also have the right to the assistance of a Canonical expert. If you wish the Diocese will make an independent Canonist available to you.
  - c) You have the right of recourse to the Congregation of the Clergy if you do not accept my decision ( Canons 1732-1737).
  - d) Your good name will be protected by the confidential nature of this process and
  - e) Should the impediment be declared I assure you that your right to appropriate support will be honoured by the Diocese of Maitland-Newcastle.

Father, the next phase of this process will take place in 15 days when I will send you a summary of the evidence supporting the claim in which you are impeded to carry out your ministry properly. You have 15 days from that date in which to prepare and make your response to me. You will then be informed by a Decree of my decision.

Cont'd/2....

2.

Finally I beg you, for the sake of souls and the good of the Church, to cooperate in this matter so that it may be speedily resolved.

A speedy resolution of this whole matter will be in your own good interests as I have it on very good authority that some people are threatening seriously to take this whole matter to the police.

I trust that you will cooperate in every way.

With every best wish,

Yours sincerely in Christ

Most Reverend L M Clarke, DD  
Bishop of Maitland-Newcastle

+LMC/ed



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PO Box 305,

Bishop St.

Telimant, W.A. 6913.

26th Oct. '95.

Most Rev. L.M. Clarke, DD.,  
Bishop of Maitland-Newcastle.

Dear Bishop,

Your extraordinary letter of 19th October just to hand, and I have just now come back from hospital after major surgery (5 1/2 hrs); and due to return for further similar operation as soon as I am strong enough. To facilitate this I've been advised to accept a generous invitation to recuperate in a country district, over two hundred kms from here, for at least a few weeks. Hence, there is no way that I am in a fit state at present, physically or mentally, to contemplate making any such drastic decision as your letter has suggested.

Indeed, I labelled your letter "extraordinary", recalling that your latest correspondence, received in the Philippines, advised that I should live as a "retired priest" in a climate that would be acceptable. Hence, it makes one wonder whether or not this latest recommendation is indeed your own idea or merely the continuation of Allan Hart's words, who attempted to anticipate it a few years ago, when he wrote me at my Aunt's home in England, as seeing the letter to "Mr. D. H. Alden", and advising my niece at Lamington to do likewise.

Incidentally, the word "confidential" has a very hollow ring as far as Maitland is concerned: Brian Lucas convinced me, against my better judgement, to accept that the information I gave him would be held in strict confidence by the Bishop; yet, within a few weeks, the same man mentioned above, was able to repeat it on the testimony of Allan Hart. As I have no Code of Canon Law with me, I should appreciate the quotations from the Canons as mentioned in your letter.

I hasten to forward this letter so that you may delay whatever phase of the process you have decided upon in order that I shall be in a fit state to give it due thought and adequate response, and

to be in a proper frame of mind to give it the full  
co-operation you have requested.

With every best wish,

Sincerely yours in Jesus + Mary,

David W. Allister

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**DIOCESE OF MAITLAND-NEWCASTLE**

CHANCERY OFFICE:  
224 Percy Street  
HAMILTON NSW 2303  
PO Box 2192  
DANGAR NSW 2309  
Phone: (049) 63 3777  
Fax: (049) 63 3548

2 November 1995

Rev D McAlinden  
PO Box 305  
JOLLIMONT WA 6013

Dear Father,

By the time you receive this letter, Bishop Leo Clarke's resignation as Bishop of this Diocese of Maitland-Newcastle, will have been announced by the Holy See. As Coadjutor Bishop I will immediately become the Bishop of the Diocese.

Therefore Bishop Clarke has referred your confidential letter of October 26 to me for attention.

I regret that one of my first duties as Bishop is to continue Canonical procedures against one of the priests of the Diocese. However, because of the gravity of the allegations against you, the evidence supporting those allegations and after full and continual consultation with Bishop Clarke over many months, I have no alternative but to reaffirm the contents of Bishop Clarke's letter to you of October 19.

I am sorry that you are in ill health, but Bishop Clarke's time frame still stands i.e., "the next phase of this process will take place in 15 days when I will send you a summary of the evidence supporting the claim in which you are impeded to carry out your ministry properly. You have 15 days from that date in which to prepare and make your response to me. You will then be informed by a Decree of my decision."

The relevant Canons are attached and I'm sure you could access Canonical advice in Western Australia should you wish to do so.

In conclusion may I emphasise the seriousness of the allegations and the real possibility of police intervention.

I remain,

Yours sincerely

Most Reverend M Malone, DD  
Coadjutor Bishop of Maitland-Newcastle

+MM/ed

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Tuesday, 10 August, 1999

Rev Denis McAlinden  
UR 4 8

SKEGNESS Lincs PE253 BQ  
ENGLAND

Dear Denis,

I am writing to let you know that proceedings are under way in the canonical forum about matters that you are well aware of. I would suggest very strongly that you get in touch with me when you return to Australia to make sure that your rights are respected in these matters.

Yours sincerely,



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Rev W Bursion  
Vicar General

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WB/ml

File: Acto - professional standards/MCA/Endon, D - WB's letter

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Tuesday, 10 August, 1988

Mr John Davoren  
Professional Standards Resource Group  
Polding House  
278 Pitt Street  
SYDNEY NSW 2000

Dear John,

I write to notify you that one of our priests, Fr Denis McAlinden, has been accused of sexual assault of children.

This information has come to us from members of AK & AL's family who do not wish to be involved in any civil action in this regard. We also believe that there are other victims apart from AK & AL's family. These have not indicated at this stage any wish to take the matter to the police. There is reference in one of his letters to a court case in Perth but we have no other details of it.

However, I think this is a matter where "intelligence" could well be given to the police. We do not have an address for him in this country. At present he is in England celebrating his Golden Jubilee despite the fact that his faculties have been removed since 1983. We suspect that he will come back to Australia late in August and reside somewhere in the Bunbury Region of Western Australia. Family are unable to give an exact address.

I'm taking off on Sunday for 4 weeks leave. Ring me before then if you need to or after 16<sup>th</sup> September.

Best wishes,

Rev W Burston  
Vicar General

WB/ml

File: acbo-Professional Standards/John Davoren - re McAlinden, Aug 88

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Commissioner's  
direction**

**Pages 137 -140**