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Addendum to Sworn Affidavit Of**Rev. Gordon J. MacRae****Post Office Box 14 Concord, N.H. 03302 / GJMacrae@juno.com**

The following addendum was written by Father Gordon J. Mac Rae, a prisoner in the New Hampshire State Prison and sworn and witnessed on May 19, 1999. The contents of this affidavit are legally privileged, and are written for the use of specific individuals. Any unauthorized use, photocopy and dissemination of this document is barred by federal law and the laws of the State of New Hampshire, which govern attorney client privilege. Any use of this document without the expressed permission of it's author or his attorneys is strictly forbidden.

The sworn, signed and notarized original of this affidavit is located at the Law Office of Eileen A. Nevins, Esq., unit 3-2, One Park Avenue, Hampton, New Hampshire 03342-1011 (603)926-1366.

Addendum to the April 22, 1998 Affidavit
of Rev. Gordon J. MacRae

Dated: May 19, 1999

Prot. No. 98002758

The herein Addendum to the Affidavit of Rev. Gordon J. MacRae is intended to complete the original Affidavit/Case History dated, signed and sworn before Hon. Cathy L. Dawson, Justice of the Peace, on April 22, 1998. The herein Addendum, dated, signed and sworn on May 19, 1999, is intended as legally privileged and confidential work product, and is therefore protected under federal and state law governing attorney-client privilege. Dissemination without the express permission, in writing, of the undersigned or a designated agent is forbidden.

Contents to Date

The enclosed Addendum is the third and, presumably, final mailing by Rev. Gordon J. MacRae to the Sacred Congregation for Clergy unless further and specific information is requested. To date, the following documents have been submitted for consideration:

- I. First Mailing dated October 1998
 1. Cover Letter to His Eminence, Dario Castrillon Hoyos, Cardinal Prefect.
 2. Original Affidavit/Case History (67 pp).
 3. Two sets of Correspondence from Mr. John Downey representing Ms. Marcia Clark, Mark Phillips Productions, and the FOX Television Network.
 4. Unsigned memo from the Roman Rota.
- II. Second Mailing dated February, 1999
 1. Cover Letter to His Eminence, Dario Castrillon Hoyos, Cardinal Prefect.
 2. Affidavit of Very Rev. Liam Hoare, s.P.
 3. Affidavit of Rev. Peter Lechner, s.P., Ph.D.
 4. Affidavit of Mr. Dennis Fraser.
 5. Additional correspondence from Mr. Mark Phillips and Mr. John Downey.
 6. Copy of Correspondence from Fr. Gordon MacRae to Most Rev. John McCormack dated 21 Dec. 1998
- III. Third Mailing Dated May, 1999
 1. Cover Letter to His Eminence, Dario Castrillon Hoyos, Cardinal Prefect.
 2. Reformatted copy of 67-Page Affidavit of 22 April 1998.
 3. 32-Page Addendum dated 19 May 1999.

Addendum to the April 22, 1998
Affidavit of Rev. Gordon J. MacRae

1. The following information is intended to clarify and develop the original affidavit of Father Gordon J. MacRae which was sworn and notarized on 22 April 1998 and which serves as a Case History. Some of the following additional information was omitted from the original Case History and some of this information was developed after the Case History was prepared.

I. Re: Ms. Pauline Goupil:

2. ¶116 of the Case History makes the following statement: "A woman working with his attorney was also present, and several friends of mine complained to Attorney Koch that each time [REDACTED] ([REDACTED]) was unable to answer a question she would give him a signal to begin sobbing, at which point the judge would declare a break."

3. The woman referenced in the above excerpt from ¶116 is Ms. Pauline Goupil. Ms. Goupil is a masters degree level psychotherapist who claims to "specialize" in the identification and treatment of victims of sexual abuse. During his testimony [REDACTED] claimed that when he brought his charges to Attorney Robert Upton to file his civil lawsuit, Mr. Upton wanted [REDACTED] to begin seeing a therapist "to get his act together". When questioned by the defense attorney (Ron Koch) [REDACTED] testified that Ms. Goupil provided these therapy sessions at no charge, but through an arrangement with Robert Upton, [REDACTED] attorney, Ms. Goupil would be paid her full fee when the civil lawsuit was settled. This was a contradiction of [REDACTED] earlier testimony in which he claimed that he had no knowledge of a lawsuit filed against the Diocese on his behalf.

4. During the criminal trial in September of 1994, Ms. Goupil

first appeared in the courtroom when [REDACTED] began his testimony. My attorneys and I did not immediately identify her or take notice of her presence since she was merely one among several spectators and news reporters present. Some friends noted, however, that [REDACTED]'s testimony seemed to be influenced by Ms. Goupil. She occupied a seat near the aisle which afforded her a direct view of witness stand, and [REDACTED] seemed to hesitate and watch her before responding to questions. Some friends of mine who were present began to notice a connection between Ms. Goupil's postures and facial expressions and [REDACTED] testimony. When [REDACTED] could not answer a particular question from my attorney it was noticed that he looked to Ms. Goupil for a reaction. At some point it appeared that Ms. Goupil gave [REDACTED] a signal to begin sobbing when he was unable to answer a question about who he went to first, an attorney or the police. The sobbing caused the judge to declare a ten minute recess, and during these recesses - there were several of them - Ms. Goupil, and sometimes Robert Upton, [REDACTED] civil attorney, would approach the witness stand to confer with [REDACTED]. The friends who witnessed this behavior reported it to Eileen Nevins, a long time friend and attorney who was then still in law school and acted as a law clerk for Mr. Koch, my defense attorney. Mr. Koch then raised the issue with the prosecutor and judge in chambers, and Ms. Goupil was then barred from being present as a spectator in the courtroom.

5. It was while raising this issue that my attorney discovered Ms. Goupil's identity as the therapist [REDACTED] began seeing when he first brought forward his charges in a civil lawsuit. My attorney petitioned the court for a review of the notes and records of Ms. Goupil's treatment of [REDACTED]. Both the prosecutor and Ms. Goupil vehemently protested this and a hearing on the matter was scheduled during the trial, but outside of the presence of the jury. During this hearing, Ms. Goupil testified that the defense should not have access to

her records because her treatment of [REDACTED] was not related to the proceedings. She said that [REDACTED] attorney referred him to her for counseling because the attorney "was aware of [REDACTED] drug and alcohol problem and wanted him to stay sober until after the trial". Ms. Goupil said that she provided substance abuse counseling for [REDACTED], and that it was during this counseling that the subject of his claims of being a sexual abuse victim arose. The prosecutor cited federal confidentiality laws which limit the court's access to counseling records from drug treatment, and argued that by extension the defense should not have access to Ms. Goupil's records of her counseling of [REDACTED].

6. The judge ordered an "in camera" review of the records, and then finally ordered that they were not pertinent to the defense and the defense could not raise their contents before the jury. Mr. Koch was permitted to read through Ms. Goupil's file on one occasion, and he told me that it contained a series of letters written to [REDACTED] by Ms. Goupil when [REDACTED] failed to show up for appointments. Ms. Goupil's letters revealed that she and Attorney Upton were in regular contact, and were concerned that [REDACTED] didn't seem to want to go through with the trial. In the letters Ms. Goupil counseled [REDACTED] that going through with it will help the settlement of his lawsuit. In one note of a counseling session she wrote that she revealed to [REDACTED] that "MacRae is being offered a plea deal he won't be able to refuse." She used this piece of information to try to assure [REDACTED] that there would likely not be a criminal trial. These letters and notes were written during a period in which the prosecution had requested a six-month postponement of the trial because [REDACTED] could not be located and was not responding to phone calls and letters from the prosecutor. The letters revealed clear coaching on the part of Ms. Goupil, and also revealed that she clearly acted as an agent for his attorney, however the actual content of most of her individual counseling sessions with [REDACTED] had been carefully removed from the file or were never placed there at all.

7. Ms. Goupil's role in the false allegations brought by [REDACTED] remains a mystery. It was unclear at the time whether Ms. Goupil had been "taken in" by [REDACTED] and believed his tale or whether she was a co-conspirator. It seemed not to matter to her that there were multiple and extreme inconsistencies in [REDACTED] story, and it was suspected by everyone involved with my defense that Ms. Goupil's purpose was to act as an agent for [REDACTED] attorney by keeping [REDACTED] sober and coaching him through a trial in which reporting the "truth" was not contingent upon memory, but upon sticking with one story. The "deal" alluded to by [REDACTED] - that Ms. Goupil would recover her full fee for her services upon [REDACTED] settlement of his lawsuit - was a deal which, according to [REDACTED] testimony, was made between Ms. Goupil and Attorney Upton.

8. Ms. Goupil's role in this matter, and her influence over it, became much more mysterious after I was sent to prison. It was several months before I was permitted to have visitors at the prison. One of my first visits was on a Friday evening, and the visitors were my friends of many years, [REDACTED] - the same people who had noticed the signals through which Ms. Goupil appeared to be coaching [REDACTED] during his testimony at trial. During the evening Mr. and Mrs. [REDACTED] and I were shocked to see Ms. Goupil enter the visiting room and sit at the table next to us. She and I have seen each other in the prison's visiting area many times since then, but she carefully avoids eye contact with me or my visitors. Ms. Goupil comes to the prison to visit her son who was tried and convicted in 1990 and sentenced to life in prison as a serial rapist. According to news accounts of the time Mr. Goupil was in his early twenties and living with his mother when he was arrested and charged with being "the West Side Rapist" who had worn a disguise and assaulted a number of adolescent and young adult women in the City of Manchester over a period of several years in the 1980's while a teenager and young adult.