

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

FILED
09 JAN 22 PM 2:15
KING COUNTY
SUPERIOR COURT CLERK
SEATTLE, WA

RICHARD D. EADIE

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

DAVID JOHNS,

Plaintiff,

v.

CORPORATION OF THE CATHOLIC
ARCHBISHOP OF SEATTLE, a sole
corporation; JEFFREY SARKIES,

Defendants.

09-2-04634-4 SEA
NO.

SUMMONS

TO: THE DEFENDANTS ABOVE-NAMED

A lawsuit has been started against you in the above-entitled court by David Johns, plaintiff. Plaintiff's claim is stated in the written Complaint, a copy of which is served upon you with this Summons.

In order to defend against the lawsuit, you must respond to the complaint by stating your defense in writing, and serve a copy upon the undersigned attorney for the plaintiff within 20 days after the service of this Summons, or within 60 days if this Summons was served outside the State of Washington, excluding the day of service, or a default judgment may be entered against you without notice. A default judgment is one where the plaintiff is entitled to what he asks for because you have

ORIGINAL

1 not responded. If you serve a notice of appearance on the undersigned attorney, you are entitled to
2 notice before a default judgment may be entered.

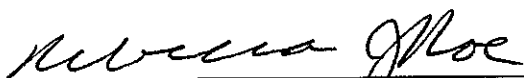
3 You may demand that the plaintiff file the lawsuit with the court. If you do so, the demand must
4 be in writing and must be served upon the plaintiff. Within 14 days after the service of the demand, the
5 plaintiff must file this lawsuit with the court, or the service on you of this Summons and Complaint will
6 be void.
7

8 If you wish to seek the advice of an attorney in this matter, you should do so promptly so that
9 your written response, if any, may be served on time.

10 This Summons is issued pursuant to Rule 4 of the Superior Court Civil Rules of the State of
11 Washington.

12
13 DATED this 21st day of JAN., 2008.

14 SCHROETER, GOLDMARK & BENDER

15 
16 REBECCA J. ROE, WSBA #7560
17 Counsel for Plaintiff

FILED

09 JAN 22 PM 2:15

KING COUNTY
SUPERIOR COURT CLERK
SEATTLE, WA

RICHARD D. EADIE

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

DAVID JOHNS,

Plaintiff,

v.

CORPORATION OF THE CATHOLIC
ARCHBISHOP OF SEATTLE, a sole
corporation; JEFFREY SARKIES,

Defendants.

09-2-04634-4 SEA
NO.

COMPLAINT FOR DAMAGES

I. PARTIES

1.1 Plaintiff David Johns is currently a resident of King County, Washington.

1.2 Defendant Corporation of the Catholic Archbishop of Seattle (hereinafter referred to as the "Archdiocese") is a sole nonprofit Washington corporation with its principal place of business in King County, Washington.

1.3 Defendant Jeffrey Sarkies was formerly a priest at Holy Rosary Parish in West Seattle. He was employed by Defendant Archdiocese of Seattle. Sarkies currently resides in Arizona.

1 1.4 Venue is proper in King County pursuant to RCW 4.12.025, because plaintiff
2 and defendant Archdiocese reside in King County, Washington.

3 II. FACTS

4 2.1 David Johns went to see Father John Sarkies as a "spiritual director" starting
5 in 2004. Plaintiff was then 24 years of age. Sarkies acted as a mentor to plaintiff, who
6 wanted to enter the priesthood.

7
8 2.2 Defendant Archdiocese of Seattle knew or should have known Father Sarkies
9 would engage in inappropriate conduct with plaintiff because Sarkies had a history of such
10 relationships with parishioners.

11 2.3 In December 2005, plaintiff was in personal crisis. Defendant Sarkies invited
12 plaintiff to his residence. Once there, Sarkies engaged him in sexual activity under the guise
13 of providing therapy and guidance.

14 III. LIABILITY

15 Plaintiff incorporates all paragraphs of this complaint as if fully set forth under this
16 count, and further allege:

17
18 3.1 The defendant Archdiocese was negligent in the supervision and retention of
19 defendant Sarkies.

20 3.2 The defendant Archdiocese negligently inflicted severe emotional distress on
21 plaintiff.

22 3.3 Defendant Sarkies knew or should have known that engaging a vulnerable
23 young parishioner in a sexual relationship was harmful to plaintiff.

24 3.4 Defendant Archdiocese and defendant Sarkies breached their fiduciary duty to
25 their parishioner, plaintiff David Johns.
26

1 3.5 Defendant Archdiocese and defendant Sarkies are liable for the tort of
2 outrage.

3 **IV. DAMAGES**

4 4.1 As a proximate cause of the aforesaid acts, plaintiff has sustained past, general
5 and special damages, and will sustain future general and special damages, including, but not
6 limited to:

- 7
- 8 A. Past, present and future pain and suffering, both physical and emotional;
 - 9 B. Past, present and future permanent psychological impairment;
 - 10 C. Past, present and future impaired earning capacity; and
 - 11 D. Medical bills and other expenses for past and future treatment.

12 All of the above damages in an amount to be proven at the time of trial.


13 **V. PRAYER FOR RELIEF**

14 WHEREFORE, plaintiff prays for relief as follows:

15 Judgment against defendants for damages set forth in this complaint, and for
16 attorney's fees and costs, and such other relief as the Court deems just and equitable.

17
18 DATED this 21st day of JAN., 2008.

19
20 SCHROETER, GOLDMARK & BENDER

21 
22 REBECCA J. ROE, WSBA #7560
23 Counsel for Plaintiff
24
25
26