



1 RICHARD J. SIMONS, ESQ. State Bar No. 72676
 2 FURTADO, JASPOVICE & SIMONS
 3 A Law Corporation
 4 22274 Main Street
 5 Hayward, CA 94541
 6 510/582-1080 Telephones
 7 510/582-8255 Facsimile
 8 Rick@fjlaw.com

FILED
 ALAMEDA COUNTY

JAN 28 2011

CLERK OF THE SUPERIOR COURT
 By *A. Mendez*
 Deputy

6 Attorneys for Plaintiff
 7 JANE DOE

8 SUPERIOR COURT OF CALIFORNIA - COUNTY OF ALAMEDA

9 JANE DOE,

No. **H G 1 1 5 5 8 3 2 4**

10 Plaintiff,

**COMPLAINT FOR DAMAGES FOR CHILDHOOD
 SEXUAL ABUSE**

11 v.

12 THE WATCHTOWER BIBLE AND TRACT SOCIETY
 13 OF NEW YORK, Inc., a corporation;
 14 THE WATCHTOWER BIBLE AND TRACT SOCIETY
 15 OF PENNSYLVANIA, a corporation;
 16 THE GOVERNING BODY OF JEHOVAH'S
 17 WITNESSES, an unincorporated association;
 18 JEHOVAH'S WITNESSES ON PERALTA BLVD.
 19 FREMONT, an entity;
 20 KINGDOM HALL OF JEHOVAH'S WITNESSES, a
 21 corporation;
 22 JONATHAN KENDRICK, an individual;
 23 and ROES 1 to 10,

24 Defendants.

25 Plaintiff alleges,

26 1. Plaintiff JANE DOE is an adult, under the age of 26, and residing in Los Angeles
 27 County. Plaintiff appears by the fictitious name JANE DOE to preserve her anonymity because of the
 28 sensitive and highly personal nature of the subject matter of this action. (*Doe v. Lincoln Unified
 School District* (2010) 187 Cal. App. 4th 1286). Plaintiff's true name and identity will be disclosed to
 defendants with service of this Complaint.

2. At all times herein, defendant THE WATCHTOWER BIBLE AND TRACT SOCIETY OF NEW
 YORK, Inc. (WATCHTOWER NY) was a corporation, licensed in the State of New York, with a principle
 place of business in the City of New York, State of New York. At all times herein, defendant THE

1 WATCHTOWER BIBLE AND TRACT SOCIETY OF PENNSYLVANIA (WATCHTOWER PA) was a corporation,
2 licensed in the State of State of Pennsylvania, with a principle place of business in the City of New
3 York, State of New York. At all times herein, defendant THE GOVERNING BODY OF JEHOVAH'S
4 WITNESSES (GBJW), was an unincorporated association of individuals, with a principle place of
5 business in the City of New York, State of New York.

6 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
7 ROES 1 to 10 and therefore sue said defendants by such fictitious names. Said fictitiously named
8 defendants were negligent in and about the matters alleged herein, and that such negligence was the
9 proximate cause of the damages complained of by plaintiff. Plaintiff will seek leave to amend this
10 Complaint when the true names and capacities of such fictitiously-named defendants have been
11 ascertained.

12 4. At all times herein, defendant JEHOVAH'S WITNESSES on Peralta Boulevard (JWP),
13 Fremont, was an entity, the form of which is unknown, that owned, managed, operated, supervised,
14 and staffed a religious facility, organized and existing for the purpose of practicing and promoting the
15 faith of Jehovah's Witnesses, and located within the City of Fremont, State of California. At all times
16 herein, defendant KINGDOM HALL OF JEHOVAH'S WITNESSES (KHJW), a corporation, was a
17 corporation with a principle place of business located in the City of Fremont, County of Alameda, State
18 of California. At all times herein, defendant KHJW concurrently with defendant JWP owned, managed,
19 operated, supervised, and staffed the facility located in the City of Fremont, County of Alameda,
20 California. At all relevant times herein, defendants WATCHTOWER NY, WATCHTOWER PA, and GBJW,
21 concurrently owned, managed, operated, supervised, and staffed that religious facility located in the
22 City of Fremont, County of Alameda, California.

23
24 5. At all times herein, defendant JONATHAN KENDRICK was an individual, residing in the
25 State of California, with a date of birth of January 31, 1954, and is currently a registered sex offender
26 within the State of California.

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1 **FIRST CAUSE OF ACTION**

2 **Negligence**

3 **(As to Defendants WATCHTOWER NY, WATCHTOWER PA, GBJW, KHJW, and JWP Only)**

4 6. In the time period of 1996 and 1997, plaintiff JANE DOE was a minor. During that
5 time period, plaintiff JANE DOE, was a member of the religious group commonly known as the
6 Jehovah's Witnesses, and attended, participated in, and was a member of the Jehovah's Witness
7 religious facility located in the City of Fremont, and owned, managed, operated, supervised, and
8 staffed by defendants WATCHTOWER NY, WATCHTOWER PA, GBJW, KHJW, JWP, and each of them.
9 During that same time period, defendant JONATHAN KENDRICK was a volunteer, active member, and
10 participant in the congregation and congregation leadership of the religious facility in Fremont.
11 During that time period, defendant KENDRICK sexually molested and abused plaintiff JANE DOE on
12 multiple occasions within the County of Alameda. Defendant KENDRICK accomplished the sexual
13 abuse and molestation of plaintiff by use of the trust, position, and authority he held as a fellow
14 member, volunteer, and leader of the religious facility and congregation in Fremont.

15 7. At all times herein, defendants WATCHTOWER NY, WATCHTOWER PA, GBJW, KHJW,
16 JWP, and each of them, negligently supervised, managed, and controlled defendant KENDRICK in his
17 membership and participation in the Fremont religious facility, and negligently failed to warn plaintiff
18 JANE DOE, her family, and other members of the congregation, of the propensity and risk that
19 defendant KENDRICK would sexually molest or abuse minor girls, a propensity and history of which
20 defendants, and each of them, acting through their employees, agents, and volunteers, had actual
21 notice. During the same time period, defendants, and each of them, were negligent in failing to
22 exercise reasonable care to protect plaintiff JANE DOE, and other minors, who were members of, or
23 participants in, activities at the religious facility in Fremont, from the risk of sexual abuse or
24 molestation by perpetrators, including defendant JONATHAN KENDRICK.

25 8. As a result of the negligence of defendants, and each them, as herein alleged, plaintiff
26 JANE DOE was caused to suffer the physical, mental, and emotional injuries of childhood sexual
27 abuse and molestation; was caused to incur medical and other expenses for care, treatment, and
28 counseling; and has suffered loss of earnings and earning capacity. Plaintiff will further continue to

1 incur all such damages in the future, in amounts of which plaintiff will advise defendants at least sixty
2 days prior to trial.

3 **SECOND CAUSE OF ACTION**
4 **Willful and Intentional Acts**
5 **(As to Defendant Jonathan Kendrick Only)**

6 9. Plaintiff realleges each and every allegation contained in paragraphs 1 through 8 as
7 though fully set forth herein.

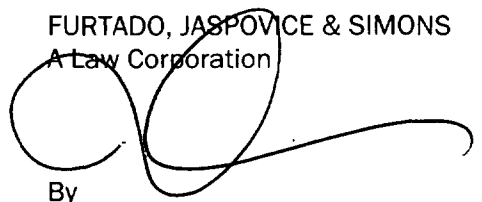
8 10. During the time period stated herein, defendant JONATHAN KENDRICK intentionally,
9 willfully, and maliciously sexually abused and molested plaintiff JANE DOE during the time that she
10 was a minor.

11 11. As a result of the intentional, willful conduct of defendant JONATHAN KENDRICK, as
12 set forth herein, plaintiff has incurred, and will continue to incur the damages as set forth in
13 paragraph 8 of this Complaint.

14 WHEREFORE, plaintiff prays for relief as follows:

- 15 1. For compensatory damages, including economic and non-economic, according to
16 proof in amounts of which plaintiff will advise defendants at least 60 days prior to trial;
- 17 2. For costs of suit incurred herein; and
- 18 3. For such further relief as the Court deems just and proper.

19 Dated: January 26, 2011

FURTADO, JASPOVICE & SIMONS
A Law Corporation
By 
RICHARD J. SIMONS
Attorneys for Plaintiff

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