

STATE OF NEW HAMPSHIRE

HILLSBOROUGH NORTH, ss.

SUPERIOR COURT

CASE NO. 216-2021-CR-00748

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

v.

JAMES WOODLOCK

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**PARTIAL VICTIM IMPACT STATEMENT OF  
VICTIM DAVID MEEHAN PURSUANT TO RSA 21-M:8-K**

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David Meehan, the victim of accomplice to AFSA by Defendant James Woodlock, in this case, states through counsel as follows:

1. Mr. Meehan has a “right to appear and make a written or oral victim impact statement,” and otherwise be “treated with fairness and respect” in this matter, pursuant to RSA 21-M:8-K. He wishes to make part of his statement now and the rest while physically at the sentencing, scheduled for December 10, 2025, at 9:00 a.m.

2. We have received and reviewed Woodlock’s sentencing memorandum filed on December 5, 2025, in which he seeks to avoid accountability for his crimes. He attached several letters and documents stating that he is no longer young, that he did some good things, and that some people like him as reasons to mitigate his sentence for participating in and covering up sexual assaults against David Meehan.

3. By way of background, we attach a letter introducing Woodlock’s boss, Brad Asbury, who set the tone for and approved Woodlock’s violent conduct from 1995 to 2001 at East Cottage.

4. **Exhibit A** is a letter dated July 18, 1994, from Lorrie L. Lutz, then the Director of the Division for Children, Youth and Families, terminating Asbury immediately from his position as leader of the NH Youth Detention Services Unit (YDSU) “for willful misuse of your supervisory position” at the child residential center. Among other findings, Director Lutz found that Asbury had “threaten[ed] the safety of the residents and staff” by various conduct, including:

- demonstrating “a callous disregard for the rights of residents”
- violating his obligation under the Code of Ethics “to protect the rights of the youth we serve”
- willfully falsifying agency records
- “creat[ing] an environment which is hostile and threatening to residents thereby threatening the safety of residents”
- “seriously jeopardiz[ing] the safety and well-being of residents

5. The letter from Director Lutz concludes as follows:

You have repeatedly engaged in behavior that willfully misuses your supervisory position and constitutes dereliction of duties and is largely responsible for the hostile environment and substantial divisions that exist at YDSU.

In addition, you have failed in your responsibility as a supervisor to provide a safe, healthy, and therapeutic environment for the residents. The seriousness of your actions compel me to terminate you from your position effective immediately.

(**Exhibit A** (emphasis added).)

6. Despite these execrable findings by the then-leadership of DCYS and DHHS, the agency rehired Asbury and made him director of East Cottage from 1995 through 2001, during which time he and his crew, including James Woodlock, brutalized scores of vulnerable, traumatized, emotionally challenged boys from dysfunctional homes who were placed in State custody for therapeutic and rehabilitative purposes.

7. Woodlock was a willing and consistent participant in this brutality for many years and was part of the “code of silence” which lied about and “sanitized” it to cover it up from the public. We summarize only a representative sample of some of the violent acts engaged in by Woodlock, as there is much more, including the sexual and/or violent acts by Woodlock laid out in over 70 lawsuits naming him as a prolific child abuser in public records (*see infra*).

8. Mr. Meehan was introduced to the violence of Woodlock and his crew on the day after he arrived at YDC. On that day, December 12, 1995, according to State records, another 16-year-old resident, D.T., was playing basketball in the gym with other residents and East Cottage staffer Steven Murphy. Murphy guarded D.T., a small boy, closely, rubbing his erect penis on D.T.’s backside. D.T. complained, saying “get your dick off my ass!” Murphy, angered by the admonishment, stopped the game, went to the sideline and made a phone call. He then handcuffed D.T.’s hands behind his back and directed him back to East Cottage.

9. Once inside East, D.T. and Murphy were met by Asbury and Woodlock. Asbury told D.T. he was going to learn a lesson for being “mouthy.” Both Asbury and Woodlock attacked D.T. while Murphy yanked his back-cuffed hands up to shoulder level, throwing him face first into the stairway. Next to the stairway was a pay phone with a receiver on a 12-foot steel-rubber cord. Murphy took the cord and wrapped it around D.T.’s neck and choked D.T. while Asbury and Woodlock continued to beat him. After D.T. went unconscious, the three guards carried him up to his room. D.T. struggled awake about 10 minutes later and saw the guards smirking at him through his cell window.

10. A teacher at YDC heard about the attack and demanded YDC leadership do an investigation and medical intervention. An outside doctor was arranged for. Woodlock warned D.T. to take the blame himself and not tell the truth. Despite this, the doctor’s examination

confirmed the strangulation: ligature bruising around the neck and an acute case of petichiae, broken blood vessels in the eyes from choking pressure.

11. David Meehan says D.T.'s eyes were "blood red" for weeks, "like a horror movie."

12. Despite the teacher's complaint, no investigation of this violent incident was ever carried out, in violation of DYDS policies. (See **Exhibit B**, DYDS Youth Rights/Protection From Harm Policy, Sections III and IV.) Nor was a report made to the Manchester Police, also in violation of DYDS policy. *Id.*

13. Instead, several weeks later, Asbury performed Woodlock's annual evaluation and gave him the highest marks, adding that the "State, YDC ... are very lucky that Jim Woodlock is employed at the YDC. Thanks Jim, keep up the fine work." (See **Exhibit C**.)

14. Thereafter, his spirit broken, D.T. was raped in his cell many times by Steven Murphy, Tom Searles, and Frank Davis. (See **Exhibit D**, *John Doe #58 v. State of N.H., et al.*, Short Form Complaint) (While numerous independent sources inform the D.T. account, including hundreds of pages still under a protective order, a succinct account is found in the State's Affidavit Supporting Search Warrant dated January 10, 2020 (Concord District Court), attached as **Exhibit E**. See, in particular, ¶¶ 81-100.)

15. Several months later, on February 20, 1996, Asbury and Murphy were again involved in an excessive force beating of a child (D.R.) at East Cottage. Woodlock and Murphy held the child down while Asbury punched the boy several times in the head with sufficient force to break Asbury's hand. The broken hand was diagnosed as a "boxer's fracture" at Catholic Medical Center "caused by a closed fist striking a solid object" and was further corroborated by the head wounds on the boy.



16. In this case, there was an internal investigation, but the code of silence culture rendered it ineffectual. Asbury denied punching the boy despite his “boxer’s fracture,” and Woodlock and Murphy covered up by saying they did not see Asbury punch anyone. The investigator sent a memo to Ron Adams, the superintendent, saying none of the denials were credible. Adams, as was his custom, did nothing. No action was taken (except as to the child, who was given 10 days solitary confinement). (See **Exhibit D**, *John Doe #309 v. State of N.H., et al.*, Short Form Complaint; see also **Exhibit F**, *Meehan v. State of N.H., et al.*, Trial Exhibit 16.)

17. The following January, a YDC social worker, Nancy Loomis, wrote a memo about another violent incident on J.S., also known as John Doe #326, by James Woodlock. “Woodlock became angry and responded by grabbing him, throwing him to the floor and banging his head several times off the tile floor.” (See **Exhibit G**, *Meehan v. State of N.H., et al.*, Trial Exhibit 15.) Woodlock later excused his conduct by saying “he had a temper control problem.”

18. The social worker found the account “very candid and forthright” and sent the memo to Bob Decker, who was third in command at YDC, who then sent it to Phil Nadeau, who was second in charge under Ron Adams.

19. Predictably, no investigation or discipline ever occurred. Instead, several weeks later, Asbury performed Woodlock’s annual evaluation and gave him the highest ratings. The evaluation was approved by Bob Decker, the recipient of the report of Woodlock’s violent act weeks before. (See **Exhibit H**.)

20. Several months later, John Doe #1 was “tormented by YDC staff Murphy, Buskey, and Woodlock.” For example, “[they] once gang raped Plaintiff.” Plaintiff had taken a wrench from the workshop to move his bed.” When Murphy and Woodlock found it, they confronted him . . . Woodlock held Plaintiff while Murphy penetrated Plaintiff’s anus with the wrench.” (See

**Exhibit D** (*John Doe #1 v. State of N.H., et al.*, Short Form Complaint) *See also State v. Woodlock*, HNSC #216-2021-CR-1340 (indicting Woodlock for the “wrench rape”).)

21. In another 1997 incident, Murphy, Asbury, and Woodlock “beat [John Doe #337] badly and choked him until he was unconscious. After the beating, Plaintiff woke up in his cell naked. Plaintiff screamed for help and medical treatment. For two days, YDC staff members neglected Plaintiff and declined to give him medical attention.” (*See Exhibit D, John Doe #337 v. State of N.H., et al.*, Short Form Complaint.)

22. Also in 1997, “[w]hile Plaintiff was held in isolation, . . . Woodlock and Stephen Murphy sexually assaulted him many times. Woodlock and Murphy would typically come to Plaintiff’s room and order him to turn around” and “Woodlock and Murphy would sexually assault Plaintiff, including by anally and digitally raping Plaintiff on multiple occasions. A YDC staff member known . . . as “Asbury” was sometimes present . . . Woodlock once knocked Plaintiff unconscious during a beating, and Plaintiff awoke as Murphy was urinating on him.” (*See Exhibit D, John Doe #189 v. State of N.H., et al.*, Short Form Complaint.)

23. In late October 1997, a 17-year-old resident (A.F.) got “mouthy” with Woodlock and Murphy. Asbury joined them at the stairs of East Cottage and jumped A.F., beating him severely. Woodlock stomped the boy with his boots and fist, while Murphy choked him and Asbury punched his head. John Doe #661 witnessed the beating, which a teacher reported to the police. Before the police arrived several days later, Woodlock and Murphy pushed the witness, John Doe #661, into Asbury’s office where they threatened the boy and warned him not to tell the police what he saw. He complied, and the three men evaded accountability. (*See Exhibit D, John Doe #661 v. State of N.H., et al.*, Short Form Complaint.)

24. The next year, Michael Gilpatrick felt the wrath of Woodlock and the East Cottage crew. After the 14-year-old Gilpatrick had overstayed a furlough, Asbury gathered the “hit squad” to enact vengeance. Woodlock, Murphy and Buskey dragged Gilpatrick to the central stairs. While Woodlock and Asbury held him down, Buskey and Murphy raped him orally and anally. As the Court is well aware, Asbury has already been convicted and sentenced for this heinous crime in which Woodlock fully participated. (See **Exhibit I**, Arrest Warrant Affidavit for James Woodlock, (9th Cir.-District Div.-Manchester, Apr. 7, 2021).)

25. Not long after, John Doe #549, an impoverished child whose single mother abandoned him, was placed with James Woodlock and Lou Poulette at YDC. Poulette was a senior staff member and a prolific sexual abuser of children. Over two placements at YDC, Poulette raped John Doe #549 oral or anally approximately 100 times. “Several staff guarded the door while Poulette sexually abused Plaintiff. One, James Woodlock, stood and watched about half the time Poulette sexually abused Plaintiff.” Poulette and other staffers also severely beat John Doe #549 “resulting in black eyes, bruises, and a broken hand. During one occasion, he was punched so hard in the stomach that he vomited immediately. On several of these beatings, James Woodlock guarded the door as look-out.” (See **Exhibit D**, *John Doe #549 v. State of N.H., et al.*, Short Form Complaint.)

26. Woodlock’s sexual and physical misconduct was not limited to his time as a YDC guard but continued when he took on the role of a Juvenile Probation & Parole Officer (JPPO).

27. For example, between 2007 and 2010, Woodlock was JPPO to Jane Doe #62, and “forced [his probationer] to perform oral sex on him at least once a week for three years. During many of these instances, Woodlock became violent with Plaintiff. Woodlock also vaginally raped Plaintiff on nearly a dozen occasions, and during approximately half the rapes Woodlock got

violent with Plaintiff. Throughout these instances of sexual abuse, Woodlock threatened to send Plaintiff to YDC ... if she did not comply.” (See **Exhibit D**, *Jane Doe #62 v. State of N.H., et al.*, Short Form Complaint.)

28. Several years later, at both YDC and as a JPPO after, Woodlock became “increasingly sexually inappropriate” with Jane Doe #146 as recently as 2015. “This was hard to handle because Woodlock was at times a father figure to her.” Among other things, Woodlock touched her vagina, breasts and buttocks. He forced her to send him sexual videos of herself, which he showed her on his phone. He assured her that her sentence would be reduced if she complied with his demands. (See **Exhibit D**, *Jane Doe #146 v. State of N.H., et al.*, Short Form Complaint.)

29. We need not carry coals to Newcastle. These many illustrative acts contradict the narratives presented by the family and friends, people who may well know a different version of James Woodlock. But the unfortunate experience of humanity is that individual humans sometimes live hidden, contradictory lives in different settings. Below is a list of over 70 cases in which Woodlock is accused of child abuse – often of the most egregious sort – by victims abused, often in different time periods and who often do not know each other.

Case No.	Plaintiff ID
217-2021-CV-00479	Gilpatrick
217-2021-CV-00724	Jane Doe #10
218-2023-CV-00657	Jane Doe #125
218-2023-CV-00658	Jane Doe #126
218-2023-CV-00956	Jane Doe #146
218-2023-CV-01160	Jane Doe #155
217-2022-CV-00190	Jane Doe #26
217-2022-CV-00279	Jane Doe #36
217-2022-CV-00751	Jane Doe #49
218-2022-CV-01092	Jane Doe #62
217-2021-CV-00483	John Doe #1
217-2024-CV-00629	John Doe #1033
218-2024-CV-00810	John Doe #1117
218-2024-CV-00811	John Doe #1119

<b>Case No.</b>	<b>Plaintiff ID</b>
218-2024-CV-00893	John Doe #1126
218-2024-CV-01118	John Doe #1128
218-2025-CV-00559	John Doe #1180
218-2025-CV-00375	John Doe #1242
217-2022-CV-00088	John Doe #141
217-2021-CV-00546	John Doe #15
217-2022-CV-00102	John Doe #168
217-2022-CV-00133	John Doe #181
217-2022-CV-00152	John Doe #189
217-2022-CV-00230	John Doe #259
217-2022-CV-00186	John Doe #274
217-2021-CV-00566	John Doe #28
217-2021-CV-00568	John Doe #30
217-2022-CV-00267	John Doe #309
217-2022-CV-00274	John Doe #314
217-2022-CV-00277	John Doe #315
217-2022-CV-00309	John Doe #326
217-2022-CV-00288	John Doe #331
217-2022-CV-00297	John Doe #336
217-2022-CV-00300	John Doe #337
217-2022-CV-00261	John Doe #346
217-2022-CV-00271	John Doe #350
217-2022-CV-00282	John Doe #354
217-2022-CV-00343	John Doe #372
217-2022-CV-00350	John Doe #375
217-2022-CV-00356	John Doe #378
217-2022-CV-00364	John Doe #382
217-2021-CV-00587	John Doe #40
217-2022-CV-00924	John Doe #407
217-2022-CV-00713	John Doe #414
217-2022-CV-00731	John Doe #434
217-2022-CV-00739	John Doe #447
217-2021-CV-00593	John Doe #47
217-2022-CV-00758	John Doe #476
217-2022-CV-00776	John Doe #490
217-2022-CV-00788	John Doe #497
217-2022-CV-00835	John Doe #537
217-2022-CV-00994	John Doe #549
217-2021-CV-00608	John Doe #58
218-2022-CV-01147	John Doe #586

<b>Case No.</b>	<b>Plaintiff ID</b>
218-2023-CV-00017	John Doe #596
218-2023-CV-00038	John Doe #604
218-2023-CV-00071	John Doe #631
218-2023-CV-00135	John Doe #642
218-2023-CV-00263	John Doe #661
218-2023-CV-00394	John Doe #729
218-2023-CV-00389	John Doe #733
218-2023-CV-00432	John Doe #746
218-2023-CV-00536	John Doe #771
217-2021-CV-00678	John Doe #78
218-2023-CV-00639	John Doe #792
217-2021-CV-00684	John Doe #84
217-2021-CV-00688	John Doe #87
218-2023-CV-01089	John Doe #902
217-2021-CV-00722	John Doe #93
218-2023-CV-01447	John Doe #951
218-2023-CV-01495	John Doe #979

30. It is the view of David Meehan that the conduct of conviction – assisting in and covering up the acts of child abuse and child sexual assault – is among the most heinous and blameworthy and is deserving of a maximal sentence to deter others who might be tempted to act so cruelly.

31. Mr. Meehan reserves his verbal portion of this submission for the sentencing hearing.

Respectfully submitted,

**DAVID MEEHAN**

Dated: December 9, 2025

By and through counsel,

**RILEE & ASSOCIATES, P.L.L.C.**

**NIXON PEABODY LLP**

/s/ Cyrus F. Rilee, III

Cyrus F. Rilee, III, Esq. (Bar No. 15881)  
Laurie B. Rilee, Esq. (Bar No. 15373)

/s/ David A. Vicinanza

David A. Vicinanza, Esq. (Bar No. 9403)  
W. Daniel Deane, Esq. (Bar No. 18700)

264 South River Road  
Bedford, NH 03110  
T: 603.232.8234  
[crilee@rileelaw.com](mailto:crilee@rileelaw.com)  
[lrilee@rileelaw.com](mailto:lrilee@rileelaw.com)

Mark Tyler Knights, Esq. (Bar No. 264904)  
Nathan P. Warecki, Esq. (Bar No. 20503)  
Jonathan D. O'Neil, Esq. (Bar No. 276336)  
Briana L. Matuszko, Esq. (Bar No. 269560)  
900 Elm Street, 14th Floor  
Manchester, NH 03101  
T: 603-628-4000  
[dvicinanzo@nixonpeabody.com](mailto:dvicinanzo@nixonpeabody.com)  
[ddeane@nixonpeabody.com](mailto:ddeane@nixonpeabody.com)  
[mknights@nixonpeabody.com](mailto:mknights@nixonpeabody.com)  
[nwarecki@nixonpeabody.com](mailto:nwarecki@nixonpeabody.com)  
[joneil@nixonpeabody.com](mailto:joneil@nixonpeabody.com)  
[bmatuszko@nixonpeabody.com](mailto:bmatuszko@nixonpeabody.com)

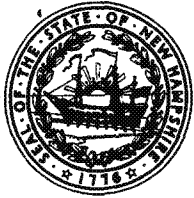
### **CERTIFICATE OF SERVICE**

I certify that on December 9, 2025, I am sending a copy of this document as required by the rules of the court. I am electronically sending this document through the court's e-filing system to all attorneys and to all other parties who have entered electronic service contacts (email addresses) in this case.

/s/ David A. Vicinanzo  
David A. Vicinanzo

## **EXHIBIT A**





STATE OF NEW HAMPSHIRE  
DEPARTMENT OF HEALTH AND HUMAN SERVICES  
DIVISION FOR CHILDREN, YOUTH AND FAMILIES

Harry H. Bird, M.D., Commissioner

Lorrie L. Lutz, Director

603-271-4451

6 Hazen Drive

Concord, NH 03301-6522

TDD Access: Relay NH 1-800-735-2964

FAX: 603-271-4729

July 18, 1994

Bradley Asbury, House Leader II  
Youth Detention Services Unit  
Youth Services Center  
Division for Children, Youth and Families  
Department of Health and Human Services  
45 South Fruit Street  
Concord, New Hampshire 03301

Re: Letter of Dismissal Without Prior Warning

Dear Mr. Asbury:

Pursuant to PER 1001.08(b)(8) of the Rules and Regulations of the Division of Personnel, this letter is written to notify you of your immediate termination from employment effective Monday, July 18, 1994 under the dismissal without prior warning rules for willful misuse of your supervisory position.

At the request of the Director of the Division for Children, Youth and Families ("DCYF") and with the authorization of the Office of the Attorney General pursuant to RSA 169-C:37, an investigation of serious allegations of mistreatment of resident at staff at the Youth Detention Services Unit ("YDSU") of the Youth Services Center ("YSC") was conducted. The investigators directly interviewed 39 present and former staff of YDSU in 42 meetings totalling more than 70 hours. In addition, one person was interviewed by telephone. The investigators did not interview past or present residents of the facility. With one exception, all individuals were interviewed by both investigators together and were asked similar questions. If the investigators were aware of specific allegations about an interviewee, the interview was informed of these allegations (without reference to the source) and given an opportunity to respond. The investigators also reviewed YSC Policies, YDSU documents such as restraint and restriction reports, supervisory logs and reports, incident reports and resident records, and employee personnel files. The conclusion of the investigation substantiated abuse of YDSU residents, violation of YSC policies, mistreatment of YDSU staff and willful misuse of supervisory position.

Bradley Asbury  
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July 18, 1994

The disciplinary actions imposed upon you has been taken because allegations were substantiated by the investigators by credible accounts of verifiable incidents, YDSU records and by statements you made to the investigators during the interview process. In your case the following was noted by the investigators:

1. The Supplemental Job Description for your position (House Leader II) states that you are "To provide leadership, supervision and direction to staff and residents..." Your duties include "assists in the development and is responsible for the implementation of program policy procedures applicable to the residential component; and, provides leadership for staff and residents and demonstrates the ability to provide positive role modeling through job performance and interpersonal skills." A copy of the Supplemental Job Description is attached as Exhibit A hereto.

2. The Youth Detention Services Unit is a 24 hour/day, 7 day/week facility providing physically secure care to youth ordered detained by the courts. Pursuant to your Supplemental Job Description, as House Leader II you are responsible for the operation of the dormitory facility at YDSU. This responsibility includes establishing schedules for the approximately twenty (20) youth counselors that work at the dormitory, approving requests for time off and other leave, establishing staffing patterns for the dormitory, and controlling the hiring and promotion of dormitory staff.

3. The Youth Services Center Code of Ethics ("Code of Ethics"), a copy of which is attached as Exhibit B hereto, states in relevant part that employees are responsible for understanding all YSC policies, procedures and regulations. The Code of Ethics contains a number of explicit prohibitions including "Employees shall not use their official position to secure privileges for themselves or others."

4. The following conduct have been substantiated as a result of the investigation. Each of these actions constitutes willful misuse of your supervisory position.

- a) In December, 1993 you held a meeting in your office, which is located on the dormitory, with Paul Nugent, Patrick Kenney and Vincent Urban. During the course of that meeting, by your own testimony as well as the testimony by others present, you swore at and physically threatened a colleague. You described your conduct at this meeting to the investigators as very unprofessional. Such interaction with staff is an example of your failure to model appropriate behavior for resident and staff and your mistreatment of staff.

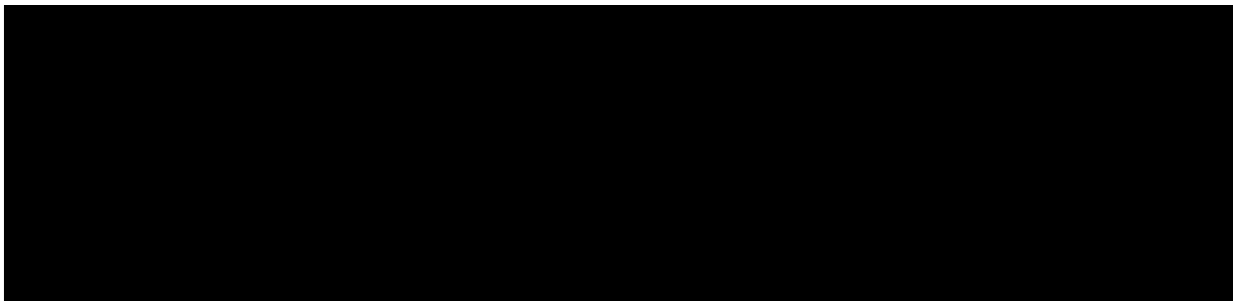
Bradley Asbury  
Page Three  
July 18, 1994

b) As described to the investigators by staff members, your meetings with staff members at times resulted in heated exchanges during which you yelled and sometimes swore at staff. One staff member described these encounters as "incredible headbutts". During your interview with the investigators you described your interactions with your own supervisor as often being in disagreement and that some of these disagreements were loud. These various meetings often occurred in your office which is located on the residents' dormitory. A number of staff (and it is presumed residents) overheard these interactions. You justified such behavior to the investigators by indicating that it only occurred "behind closed doors". Such interactions with staff are examples of your failure to model appropriate behavior for residents and staff and your mistreatment of staff.

c) Your Supplemental Job Description provides that you are to "evaluate[s] staff work performances and schedule[s] youth counselors in an effort to provide optimal shift coverage". Pursuant to your authority to create dormitory schedules and assign staff, you assigned your stepsons to the same night shift, where one stepson is the shift supervisor and the other stepson is one of the two subordinate youth counselors assigned to the shift. As stated by your stepsons, this staff assignment accommodates their personal schedules. This staff assignment also renders effective supervision of the shift difficult and creates a perception of favoritism. This staff assignment has also created instability within the shift because a number of female staff assigned to the shift stated to the investigators that the climate created by working only with the stepsons of the House Leader was difficult.

d)





e. You failed to maintain an appropriate division between your personal life and your professional responsibilities as supervisor of the dormitory staff. You regularly engaged in recreational activities with a number of subordinates, and developed close personal friendships with a number of subordinates. This failure to maintain an appropriate distance between your personal life and your professional life has resulted in your ineffective supervision of those subordinates that are your friends and the pervasive perception of favoritism and unfairness that exists within YDSU.

5. The Code of Ethics states that YSC is dedicated to serving youth by providing residential care, and education in a safe and healthy environment to youth who have been identified by the courts... to be in need of the services provided at the Youth Services Center. The YSC policy entitled "Ombudsman System", a copy of which is attached as Exhibit C, requires a resident shall be given a form on request and that when its completed, the form shall be "mailed/delivered" to the Ombudsman. A number of staff stated that you subverted the Ombudsman process in a number of ways including tearing up forms completed by residents, requiring residents to speak directly with staff involved in the incident prior to receiving a form, and making disparaging comments about the Ombudsman process and the residents' likelihood of success. Such conduct demonstrates a callous disregard for the rights of residents, violates your obligation under the Code of Ethics "to protect the rights of the youth we serve" and constitutes a willful misuse of your supervisory position. You have also by these actions engaged in willful falsification of agency records. You have created an environment which is hostile and threatening to residents thereby threatening the safety of residents and staff. Your actions have resulted in the disruption of agency services as residents were unable to effectively utilize the Ombudsman process to seek redress for alleged abuse or neglect at YDSU.

6. The rules relative to the various levels of restriction to be employed by staff as part of the behavior management program at YDSU were clearly delineated by policy and in the YDSU Staff

Bradley Asbury  
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July 18, 1994

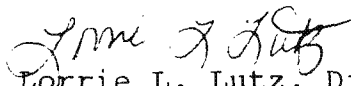
Handbook. Also clearly articulated in these documents was the chain of command to authorize the use of restrictions. However, direct care staff provided varied and conflicting information to the investigators relative to the hierarchy of authorization for the use of restriction. Further, although the rules governing chair restrictions were established by written policy, the investigators found there to be little consistency in staff implementation of such policies. For example, a number of Youth Counselors (levels I and II) felt that they could give a 4-hour restriction without supervisory approval. There was also inconsistency among staff on the issue of who could authorize longer restrictions (up to 24 hours). The fact that the basic rules of the cornerstone of the resident management program then in place at YDSU were not uniformly understood is your failure. Your lack of leadership to provide supervision and training on YDSU training and rules seriously jeopardized the safety and well-being of residents.

You have repeatedly engaged in behavior that willfully misuses your supervisory position and constitutes dereliction of duties and is largely responsible for the hostile environment and substantial divisions that exist at YDSU. In addition, you have failed in your responsibility as a supervisor to provide a safe, healthy and therapeutic environment for the residents. The seriousness of your actions compel me to terminate you from your position effectively immediately. You are to turn in any property of the Department of Health and Human Services in your possession, including without limitation, identification and keys, to me or my designee immediately.

The rules of the Division of Personnel require that you acknowledge receipt of this letter of dismissal without prior warning. Please sign the acknowledgement of receipt on the line below. A copy of this letter shall be placed in your personnel file both here and in the central files at the Division of Personnel.

In accordance with the Rules and Regulations of the Division of Personnel, you have fifteen (15) calendar days to appeal this notification of severe warning with option for dismissal to the Personnel Appeals Board under the Provisions of RSA-21-I:58. If such action is not taken, it will be assumed that you acknowledge this termination as justified.

Sincerely,

  
Lorrie L. Lutz, Director  
Division for Children, Youth and  
Families

Bradley Asbury  
Page Six  
July 18, 1994

*Refusal to Sign - Understood it does not change the termination*  
I hereby acknowledge receipt of this letter of dismissal without prior warning. My signature does not express my agreement or disagreement with the contents of this letter.

Attachments

cc: Virginia Lamberton, Director  
NH Division of Personnel

Sandra Platt, Director  
division of Human Resources  
NH Department of Health and Human Services

## **EXHIBIT B**

DIVISION FOR CHILDREN,  
YOUTH AND FAMILIES

SECTION:  
INSTITUTIONAL OPERATIONS

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OF 6

YOUTH SERVICES CENTER  
YOUTH DEVELOPMENT CENTER

SUBSECTION:  
YOUTH RIGHTS/PROTECTION FROM HARM

DATE OF LAST REVIEW:  
7/18/89; 8/30/90;  
11/6/91; 9/30/92

POLICY AND PROCEDURE  
MANUAL

APPROVED BY:

7/10/94  
DATE

#### PHILOSOPHY OF CARE AND TREATMENT OF RESIDENTS IN STATE FACILITIES OPERATED BY DCYF:

It is the policy of New Hampshire state facilities operated by the Division for Children, Youth, and Families to give priority attention to therapeutic programming for individual juveniles and their families.

Juveniles residing at YSC or YDC, under the provisions of the applicable state laws, are entitled to treatment which recognizes that the juvenile's interests are of major importance. Individual treatment plans are formulated to provide the services required by the individual and their families. Measures of punishment and/or control which remove a juvenile from programs designed into his/her individual treatment plan are counterproductive and may have an adverse impact upon the juvenile. A therapeutic environment is to be maintained at all times. Abusive, neglectful actions are strictly prohibited.

- I. POLICY TITLE: Abuse and Neglect of Residents: Investigations of Allegations
- II. POLICY STATEMENT:

Abuse or neglect of any resident at the Youth Development Center (YDC) or Youth Services Center (YSC) is strictly prohibited under RSA 169-C, Child Protection Act. Employees of the Division who are assigned to YDC or YSC have an affirmative obligation to protect residents of the Center and to cooperate with any investigation of alleged abuse and/or neglect of a resident.

A safe and therapeutic environment is the right of all residents. All incidents of suspected abuse or neglect must be immediately reported to the Bureau of Quality Management, DCYF. A thorough investigation by individuals appointed by the Director will occur immediately upon the receipt of such report. The Attorney General's Office will also be notified of such report and the outcome of the investigation. Any staff member accused of abuse or neglect is considered innocent until proven guilty.



	SECTION INSTITUTIONAL OPERATIONS	YOUTH RIGHTS/PROTECTION FROM HARM	PAGE 2 OF 6
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### III. DEFINITIONS:

#### A. Abuse:

Any act or omission by a person which is not accidental and harms or threatens to harm a resident's physical, mental, or emotional health or safety.

Class I: This is the most serious violation of rights. It shall be defined as any act which results, or could result, in serious physical or psychological injury to a resident. It shall include, but not be limited to:

1. sexual molestation - sexually abusive contact from an adult to a youth;
2. sexual exploitation;
3. use of corporal punishment, such as hitting with a closed fist, kicking, shoving, jumping on the resident, or using any type of implement in a way which could cause serious injury except as a means of self protection or the protection of others;
4. twisting limbs or locking joints in an unjustifiable manner;
5. encouraging a resident to abuse self or others; and
6. use of excessive and unwarranted force during an authorized seclusion or restraint in a way which could cause serious injury.

Class II: This is a violation of rights. It shall be defined as any act which results, or could result in non-serious physical or psychological injury to a resident. It shall include, but not be limited to:

1. use of corporal punishment, such as slapping a resident, pushing or tripping a resident, or causing him/her to fall;
2. unauthorized or unwarranted use of restraint or seclusion;
3. psychological mistreatment such as threats of physical harm; and
4. confinement which is not consistent with the Youth Services Center policy.

Class III: This is a violation of rights. It shall be defined as any act which, although not resulting in obvious physical or psychological injury, is detrimental to the well-being of a resident. It shall include, but not be limited to:

1. corporal punishment, such as pushing residents around, slapping a resident on the arm or hand;
2. the use of verbal and/or other communication to curse, ridicule, or degrade a resident, such as calling names; and
3. ordering a resident around by yelling at him/her in a non-emergency situation or unjustifiable manner.

SECTION INSTITUTIONAL OPERATIONS	YOUTH RIGHTS/PROTECTION FROM HARM	PAGE 3 OF 6
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B. Neglect

Class I: This is any act of omission which results or could result, in the deprivation of essential services necessary to maintain the minimum mental, emotional, or physical health and safety of a resident:

1. failure to provide and maintain proper and sufficient food, clothing, hygiene/health care, including both routine treatments and those designated in the resident's service/treatment plan;
2. failure to provide and maintain a safe and humane environment, including failure to follow safe feeding practices after instruction by professional or supervisory staff; and
3. failure to provide for the personal safety of a resident, such as failure to intervene or call for available assistance when a resident is in danger of serious injury, including to report a serious injury/illness to appropriate supervisory or medical staff.

Class II: This is any act of omission which results, or could result, in non-serious physical or psychological injury/illness to a resident. It shall include, but not be limited to:

1. failure to provide and maintain proper and sufficient food, clothing, hygiene/health care, including both routine treatments and those designated in the resident's service/treatment plan;
2. failure to provide and maintain a safe and humane environment including failure to keep living areas free from hazardous materials and failure to adhere to fire, safety, and smoking regulations, and failure to implement behavior programs; and
3. failure to provide for the personal safety of residents including failure to report any non-serious injury/illness that may require medical attention, and failure to account for residents at change of shift or other designated times.

Class III: This is any act of omission which, although it does not result in physical or psychological injury/illness, denies a resident attention to his/her needs.

1. failure to carry out routine programs, such as daily living activities; and
2. failure to provide clothing changes promptly as the need arises.

C. Serious Injury:

Serious injury shall be defined as death, permanent or temporary disfigurement, broken limbs, impairment of any bodily organ or function, or psychological trauma.

	SECTION INSTITUTIONAL OPERATIONS	YOUTH RIGHTS/PROTECTION FROM HARM	PAGE 4 OF 6
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D. Exploitation:

Exploitation includes, but is not limited to, situations where a person obtains money, property, or services from a resident through the use of undue influence, harassment, duress, deception, or fraud.

IV. POLICY PROCEDURE:

A. Who Should Report Abuse Or Neglect:

Anyone witnessing an incident of suspected abuse or neglect or anyone having a reasonable belief that an act of abuse or neglect has occurred shall report it.

ANY EMPLOYEE WHO FAILS TO REPORT shall be subject to disciplinary action. This violation may result in termination. In addition, failure to report is a misdemeanor under RSA 169-C.

B. How to Report:

1. When a staff member suspects resident abuse or neglect, or the staff member is informed by the resident that she or he has been abused or neglected, the staff member shall:
  - a. protect the resident from further harm or danger and obtain treatment for the resident if necessary;
  - b. collect physical evidence, if appropriate. Physical evidence means tangible evidence, such as photographs, pornography, or a victim's stained or torn clothing; and
  - c. immediately report the incident to the institution's Superintendent. The staff member should immediately also write a detailed narrative description of the incident specifying times, persons, places, and other relevant information.
2. Upon receiving a verbal report of abuse or neglect, the Superintendent shall:
  - a. ensure the safety and appropriate treatment of the resident;
  - b. if the allegation involves physical abuse or neglect, immediately summon nursing staff. Upon completion of a medical assessment, the results of the medical assessment shall be documented. The nurse shall initiate whatever action is appropriate for the resident's care and shall document same in the resident's chart; and
  - c. report the incident immediately to the Bureau of Quality Management, or, if after hours, to the Executive-on-Call.

	SECTION INSTITUTIONAL OPERATIONS	YOUTH RIGHTS/PROTECTION FROM HARM	PAGE 5 OF 6
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IMPORTANT: If the incident results in serious physical injury to the resident or involves allegations of sexual molestation or sexual exploitation, immediately report the incident to the New Hampshire State Police for YSC and the Manchester Police for YDC, the resident's parent or guardian, and the Bureau of Quality Management.

3. In cases involving serious injury, sexual molestation or exploitation, the N.H. State Police for YSC and Manchester Police for YDC will be responsible for the investigation and will need copies of all materials in the possession of the Complaint Investigator. For all other cases, the assigned Complaint Investigator will begin a preliminary investigation within two hours of receiving the report of alleged abuse/neglect.
4. Upon the completion of a preliminary investigation, the Complaint Investigator, the Superintendent, accused employee's supervisors, and others as appropriate, shall then determine whether:
  - a. there is sufficient evidence to suspect that the allegations have basis, thus necessitating further investigation; if the evidence shows there is sufficient basis to necessitate further investigation, the resident's/ student's parent or guardian, shall be informed;
  - b. whether the employee should be suspended pending the completion of the investigation; or
  - c. the evidence does not warrant further investigation and/or disciplinary action; if this determination is reached, the Complaint Investigator shall inform the employee in writing that the evidence does not warrant further investigation.
5. To ensure the protection of the resident and the accused staff, it may be necessary to have the accused staff suspended to allow time to complete a thorough investigation. If the staff member is found innocent or not charged, the suspension will be rescinded and the staff member paid for any time without pay.
6. If suspension is recommended, the Director of DCYF and/or the Superintendent will authorize the suspension in writing and will notify Personnel of this action. It will be the responsibility of the Superintendent to inform him/her of the suspension.
7. Immediately upon the receipt of the report, the assigned Complaint Investigator shall begin a thorough investigation which shall include, but not be limited to, interview(s) of and written statement from:
  - a. when possible, the alleged victim;
  - b. the reporting person;

	SECTION INSTITUTIONAL OPERATIONS	YOUTH RIGHTS/PROTECTION FROM HARM	PAGE 6 OF 6
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- c. the reporting person's supervisor;
  - d. the accused;
  - e. all witnesses; and
  - f. any other party who may have additional information.
8. Upon completion of the investigation, the Complaint Investigator shall submit a report of findings to the Director of DCYF, which shall include the recommended disciplinary action if the investigation supports the allegation.
- If the investigation does not support the allegation, then recommendation shall be made to the Director of DCYF, that the accused be exonerated and a letter sent exonerating him/her of the charges; if the employee has been suspended, he/she shall be reinstated, and any time without pay, shall be paid.
9. If the investigation supports the allegations, disciplinary action shall be taken according to the following standards:
- a. Class I Abuse                      Termination  
Class I Neglect                      Termination
  - b. Class II Abuse                      Mandatory letter of warning, possible  
   suspension and/or termination  
Class II Neglect                      Mandatory letter of warning, possible  
   suspension and/or termination
  - c. Class III Abuse                      Mandatory letter of warning, possible  
   suspension  
Class III Neglect                      If first offense, a documented verbal  
   warning; otherwise mandatory letter of  
   warning
  - d. A probationary employee may be terminated for any violation of this policy. Other staff members may be terminated for any second offense of Class II Abuse/Neglect and/or Class III Abuse.
  - e. For a resident, appropriate action according to the law and/or behavior management program.
10. The disciplinary action that will be taken shall be decided by the Division's Director in consultation with the Superintendent and employee's Supervisor.

# **EXHIBIT C**

**SUPPLEMENTAL JOB DESCRIPTION  
PERFORMANCE SUMMARY**

**CLASS TITLE** YOUTH COUNSELOR III

**EMPLOYEE NAME** Jim Woodlock

**SUPERVISOR** Bob Kutka

**ACCOUNTABILITIES**

**\* EXPECTATIONS**

Supervises and evaluates resident behaviors and activities to ensure a safe and secure environment maintaining a close watch for assaults, escapes, attempted suicides and other potentially dangerous situations.

BELOW / MEETS

Implements resident individual treatment plans with the dual goal of rehabilitation and successful return of the resident to the community.

BELOW / MEETS

Conducts weekly therapeutic groups ( e.g. Positive Peer Culture ), individual counseling and family conferences to achieve specific short and long term goals.

BELOW / MEETS

Supervises work activities of subordinate Youth Counselors in absence of supervisory staff.

BELOW / MEETS

Organizes and directs educational, motivational and recreational activities to further resident development and progress.

BELOW / MEETS

Works with youths to aid them in seeking employment, accomplishing successful job interviews and developing living skills.

BELOW / MEETS

Writes reports detailing assigned residents progress for institutional use

BELOW / MEETS

Supervises residents during off campus appointments. Picks up and returns apprehended escapees to the institution.

BELOW / MEETS

Answers inquiries and greets visitors to the institution including addressing on-going tours ( e.g. legislators, police trainees ) on cottage mission.

BELOW / MEETS

**\* CIRCLE BELOW OR MEETS**

STATE OF NEW HAMPSHIRE  
PERFORMANCE SUMMARY

Annual Review ☒  
Increment Review ☐  
Probationary Review ☐

SUPPORT STAFF

Employee James P. Woodhock Date Jan 29-96  
(FIRST) (MI) (LAST)  
Present Position GC III  
Summary of Performance for Jan 1 to Jan 31, 96  
(START DATE) (END DATE)  
Work Area East cottage VDC  
Evaluator Robert S. Kukla

SECTION I (Complete ALL Questions)

ATTENDANCE

Number of hours sick time taken since last evaluation 104.2  
Number of times tardy 14/16

Please comment on employee's overall attendance record. Consider the number and frequency of days absent; reason given for absences; relationship of absences to weekend, holiday and other scheduled days off.

Most earned by injury "job related."  
Overall attendance Very Good

QUANTITY OF WORK

Below Expectations Meets Expectations

Completes necessary amount of work required of the position and finishes work on time ☐ ☒

Finds or requests more work when assignments are completed ☐ ☒

Comments Jim is willing and able  
always

QUALITY OF WORK

Below Expectations Meets Expectations

Performs responsibilities with a minimum of mistakes ☐ ☒

Work is done neatly and in an orderly fashion ☐ ☒

Work is done thoroughly and followed up as required ☐ ☒

Comments Jim's work has been 1st  
quality during this past year.



# SECTION I (Continued)

## JOB KNOWLEDGE

Below  
Expectations

Meets  
Expectations

Stays current on job related equipment and/or technical developments .....

☐
☒

Stays current on job related procedures and information .....

☐
☒

Comments Jim is very knowledgeable.

## COMMUNICATIONS

Below  
Expectations

Meets  
Expectations

Speaks with the public and co-workers in a courteous and helpful manner .....

☐
☒

When necessary, expresses information in an appropriate fashion .....

☐
☒

Comments Jim is highly skilled

communicator.

## DEPENDABILITY

Below  
Expectations

Meets  
Expectations

Follows policy and procedural guidelines and instructions in an appropriate, effective way .....

☐
☒

Asks for help when needed .....

☐
☒

Devotes time to work as needed to get the job done .....

☐
☒

Does not discuss confidential matters .....

☐
☒

Comments Jim goes beyond to see

the job done

## COOPERATION

Below  
Expectations

Meets  
Expectations

Seeks and originates input to and from others when trying to solve problems or achieve goals ..

☐
☒

Adapts to new methods or tasks in a cooperative manner .....

☐
☒

Performs back up work for others in a willing, cooperative manner .....

☐
☒

Comments Cooperation by Jim to

all Dep. within and without

is 100 class!

**SECTION II**  
(Select areas related to the position by checking the box. Then respond appropriately.)

<input type="checkbox"/> INITIATIVE	<i>Below Expectations</i>	<i>Meets Expectations</i>
Attempts to find solutions to problems encountered .....	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Seeks guidance when necessary .....	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Comments Jim will ask to insure a  
job well done.

<input type="checkbox"/> SAFETY	<i>Below Expectations</i>	<i>Meets Expectations</i>
Observes safety rules and regulations for the work area .....	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Keeps work area clear of safety hazards .....	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Maintains any equipment used in a safety conscious manner .....	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Brings potential safety hazards to the attention of his/her superior .....	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Comments Jim has a watchfull eye  
of potential problems to Students and staff.

<input type="checkbox"/> APPEARANCE	
Maintains a personal appearance that is appropriate to the individual position's duties and responsibilities .....	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

COMMENTS

Jim personal appearance  
is neat and clean always

SECTION III

OVERALL SUMMARY OF PERFORMANCE:

Based on the above performance factor ratings, the employee's overall performance for this performance period was (this rating is to be consistent with the above individual ratings):

\_\_\_\_\_ BELOW EXPECTATIONS

✓ MET EXPECTATIONS

GENERAL COMMENTS BY SUPERVISOR (Please make any additional comments job related and specific to job performance.):

I find Jim to be bright caring honest person. Jim is helpful and gets along with his fellow employees. The Student look to Jim for many answers. I feel that the State, YDC, and most of all the Students are very lucky that Jim Woodcock is employed at the YDC. Thanks Jim keep up the good work.

A meeting to discuss this performance summary with the employee was held on

2-11-96  
(DATE)

EMPLOYEE COMMENTS:

SIGNATURES:

Bruce M. Lee  
(DEPARTMENT HEAD/REVIEWER)

James P. Woodcock  
(EVALUATOR)

2-1-96  
(DATE)

2-1-96  
(DATE)

DISCLAIMER STATEMENT: Signature indicates that the performance appraisal has been read and discussed with me. Signature does not necessarily indicate agreement or disagreement with the contents of this appraisal.

James P. Woodcock  
(EMPLOYEE)

2-1-96  
(DATE)

## **EXHIBIT D**

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00479

MICHAEL GILPATRICK

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff Michael Gilpatrick (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

incorporated by reference to this First Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this First Amended Short Form Complaint.

**PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Hillsborough, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

**FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1983.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1997 to 2000.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants detained Plaintiff at YDSU for approximately three months. During that time, Plaintiff suffered repeated instances of physical abuse as YDSU staff, usually multiple staff members at a time, roughly restrained Plaintiff approximately once each week. YDSU staff also locked Plaintiff in isolation for multiple days at a time on several occasions. On at least two occasions, the staff also strapped Plaintiff to his bed for hours at a time. State Defendants next transferred Plaintiff to YDC where he experienced repeated horrific instances of sexual abuse over the course of the approximately three years he was there. YDC staff members Jeffrey Buskey, Steven Murphy, Brad Asbury, Dick Brown, Gordon Thomas Searles, James Woodlock, as well as an individual known to Plaintiff as "Ms. Dudley," routinely sexually abused Plaintiff. For example, not long after Plaintiff arrived at YDC, Asbury, Woodlock, Buskey, and Murphy pulled Plaintiff out of line into a stairwell to gang rape him--Buskey and Murphy orally and anally raped him. Woodlock and Asbury assisted the rape by holding Plaintiff's arms and legs. Murphy anally raped Plaintiff on multiple other occasions, at times with the assistance of Thomas Searles and Dick Brown. For example, Brown held Plaintiff's arms and Searles sat on Plaintiff's back while Murphy raped Plaintiff. Searles also stood watch outside the door on at least one occasion. Searles also fondled Plaintiff hundreds of times over his clothes, and approximately 20 times under his clothes. Over one period of time lasting several months, Brown and Searles regularly (multiple times every week) digitally penetrated Plaintiff's anus. Ms. Dudley routinely groped Plaintiff and raped Plaintiff several times, forcing him to engage in both oral and vaginal copulation. Ms. Dudley performed oral sex on Plaintiff on dozens of occasions and forced Plaintiff to digitally penetrate her on dozens of occasions. Plaintiff also experienced routine physical abuse at YDC. The House Leader at King Cottage, Thomas Searles, beat Plaintiff multiple times every week over a two-year period, resulting in repeated black eyes and bloody noses. He also frequently choked Plaintiff to the point of losing consciousness. Dick Brown, James Woodlock, Steven Murphy, and Jeffrey Buskey also administered similar beatings on Plaintiff on a regular basis. Mike Guerrero, Lamont Hicks, and Wes Oates frequently put Plaintiff in excessive and painful restraints. Plaintiff also suffered physical abuse while at the Tobey School. YDC staff locked Plaintiff in isolation or solitary confinement for the majority of his time in state custody without justification, during which Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights. Among other things, Plaintiff received no educational instruction while in solitary confinement.

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00724

JANE DOE #10

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff Jane Doe #10 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly



incorporated by reference to this First Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this First Amended Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Belknap, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k. Plaintiff’s identity and date of birth have been filed **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1982.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1996 to 1999.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Stephen Murphy forced Plaintiff to perform oral sex on him in a deserted cottage. Murphy and other agents or employees of the State Defendants, including James Woodlock, Lamont Hicks, and individuals known to Plaintiff as “Wes” and "Mr. Ball," acting individually and in concert, would fondle Plaintiff, touching her knees, legs, shoulders, and buttocks, and make lewd comments to her. "Mr. Ball" and other agents and employees of the State Defendants would also watch Plaintiff shower. "Mr. Ball" and other agents and employees of the State Defendants, including Ingrid Hayes, also physically assaulted Plaintiff, grabbing her roughly, dragging her around, and pushing her down stairs, and verbally abused her, telling her that she was stupid and would never amount to anything. State Youth Facility staff locked Plaintiff in isolation or solitary confinement for days at a time without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education. Among other things, Plaintiff was denied access to a restroom and was forced to relieve herself on the floor. At the time, Plaintiff sustained physical injuries, including bruises to her eye, leg, and arms, as a result of the abuse she endured, and she continues to suffer from anxiety, depression, and post-traumatic stress to this day.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00190

JANE DOE #26

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff Jane Doe #26 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

- a) Plaintiff, who was sexually abused by her father at a young age, was taken into state custody (DCYF) at age two and was shuttled through multiple foster placements as a young child. After being returned to her mother briefly, State Defendants next sent Plaintiff to the Antrim Girls Shelter, following which the State placed her in several other group homes for juveniles. Eventually, State Defendants sent Plaintiff to YDSU in or around 1996.
- b) State Defendants detained Plaintiff at YDSU for approximately two months, during which Plaintiff was physically and sexually assaulted. A big man with sandy brown and gray hair beat Plaintiff on multiple occasions, including punching Plaintiff in the face and beating her while she was restrained and unable to defend herself. Plaintiff was also abused by a female staff member, who also beat Plaintiff while she was restrained and spit in Plaintiff's face. One of these beatings resulted in a concussion. Yet another female staff member also struck Plaintiff while she was in restraints on multiple occasions. Staff at the YDSU also conducted intrusive and unjustified strip searches of Plaintiff on several occasions, during which staff would touch her breasts and spread her butt cheeks. Staff also locked Plaintiff in isolation or solitary confinement on many occasions, each time for a period of several days to a week.
- c) Between 1996 and 1999, State Defendants sent Plaintiff to YDC at least three times, once for approximately a year, once for approximately eight or nine months, and once for approximately six months. Plaintiff was approximately age 14 the first time she was sent to YDC. As detailed below, various staff at the YDC physically and sexually abused Plaintiff on numerous occasions.
- d) One time, Plaintiff attempted to escape YDC, running away with another female resident one day when they were outside with a staff member named "Becky Ball." YDC called the Manchester Police Department. The police found the two girls using dogs and returned them to "Mr. Ball" in YDC's main administrative building. Mr. Ball is Becky Ball's father, and he took it as a personal insult that Plaintiff and her friend escaped on Becky's watch. The beating Plaintiff and her friend received that night remains a blur. Several guards were involved, including a man named Steven Murphy. Among other things, staff slammed Plaintiff against a machine and then slammed her to the floor, when multiple staff proceeded to kick her and punch her in the ribs. When it was over, Plaintiff was bruised all over her body and had a large bump on her head. But Plaintiff was lucky as her friend received an even worse beating.

These beatings occurred in the main administration building of YDC in front of YDC administrators, including the head of YDC.

- e) This was not Plaintiff's first brush with Mr. Ball. He had been rough with Plaintiff before, pushing and shoving her from time to time if she was not walking fast enough or not standing in the right spot. After "running on Becky," Plaintiff's relationship with Mr. Ball got much worse. Mr. Ball would find reasons to hit and push Plaintiff and lock her in solitary confinement.
- f) Steven Murphy physically assaulted Plaintiff on many other occasions. Murphy worked at East Cottage, but would be called to Sanders Cottage at times to restrain the girls there. Murphy's technique was rough and violent and often resulted in choking his victim. One of Murphy's techniques was to put his arm around Plaintiff's throat while putting his knee into her back, pushing her with his knee into a tight choke hold to the point that Plaintiff would lose consciousness. The next thing Plaintiff would remember is waking up in her room, clothes disheveled, with no memory of how she got to her room. This punishment would be doled out if Plaintiff refused to take her medications or refused to go to her room. Plaintiff was "choked out" in this way at least three times. Steven Murphy also beat Plaintiff during restraints, leaving bruises on Plaintiff's body and sore ribs making it painful to breathe.
- g) Plaintiff was also beaten while restrained on multiple occasions by a man named James Woodlock. But Woodlock did more than physically abuse Plaintiff. One time, Woodlock took Plaintiff for a walk in the woods, during which he made her pee in the woods. After she got up, he put one hand on her shoulder, then put a hand under her shirt and fondled her breasts.
- h) Plaintiff was raped by an unknown staff member, a big, husky, left-handed man. He came into her room after she was medicated and fell asleep. When she awoke, he was on top of her raping her. Plaintiff tried to scream, but the man punched her hard in the face, immediately knocking her unconscious. When Plaintiff woke again, her face was in pain and her shorts were off. Plaintiff asked another staff member, a woman named Lucy, to get medical treatment. But Lucy would not come to Plaintiff's room. Plaintiff was left locked in her room for two to three days. When she was finally released to go to school, Plaintiff went to see the school nurse, Jane. Plaintiff, sporting a swollen black eye, reported the rape to Nurse Jane. The nurse responded, "no one here would do that to you; probably hallucinations

from the medication." Nurse Jane told Plaintiff she was self-harming. As a result, Plaintiff was locked in solitary confinement and treated for a "yeast infection" with two weeks of antibiotics.

- i) This was not an isolated incident. Plaintiff recalls waking up from drug-induced sleep on several occasions with her clothes missing or in disarray. Nurse Jane gave Plaintiff the medication. She forced Plaintiff to take what Nurse Jane claimed were antidepressants. When Plaintiff tried to refuse the medication, she would be physically restrained again and/or beaten, often times by Steven Murphy as noted above.
- j) As at YDSU, Plaintiff was subjected to unjustified and intrusive strip searches on several occasions at YDC that involved touching her breasts and spreading her butt cheeks. YDC staff also routinely locked her in isolation or solitary confinement for extended periods of time. Most times, she would be locked in isolation for multiple days at a time. In some instances, the lock-up could extend for over a week. And on at least two occasions, Plaintiff was locked in isolation for approximately a month straight. In all, Plaintiff spent nearly half her time at YDC locked in isolation or solitary. During these periods of isolation, Plaintiff suffered emotional trauma and was deprived of statutorily guaranteed rights. Among other things, Plaintiff received no education while locked in isolation.
- k) Plaintiff's counselor at YDC, a woman named Reese, forced Plaintiff to visit with her father despite the fact that she had an order of protection against him. Reese knew about the abuse Plaintiff suffered at YDC, yet Reese never did anything to protect Plaintiff.
- l) The abuse at YDC was so bad that Plaintiff attempted suicide for the purpose of getting alone with a doctor so that she could report the abuse.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00279

JANE DOE #36

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff Jane Doe #36 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants initially sent Plaintiff to ADC. During her time there, staff member Jeff Buskey exposed himself to Plaintiff and asked Plaintiff, "How bad do you want to shower?" When Plaintiff refused to perform oral sex on Buskey, Buskey denied Plaintiff any food. On at least one occasion during Plaintiff's stay at ADC, a female staff member subjected Plaintiff to physical abuse by elbowing Plaintiff in the face. ADC staff locked Plaintiff in isolation or solitary confinement for days at a time without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

State Defendants later sent Plaintiff to YDC, and the abuse intensified. Staff member James Woodlock subjected Plaintiff to dozens of acts of sexual abuse. Woodlock began by groping Plaintiff on a daily basis over the course of multiple weeks, and then, no longer satisfied with just touching, forcibly raped her. Plaintiff was a 14-year-old virgin at the time. Woodlock proceeded to rape Plaintiff vaginally and orally several more times, telling Plaintiff that the incidents of sexual abuse would "be worse than the first time" if she did not comply with his demands. Plaintiff attempted to report Woodlock's sexual abuse to her juvenile probation officer, but was disbelieved.

Woodlock and another staff member known to Plaintiff as "Bill" also forced Plaintiff to look on while they gang-raped another female resident. Another YDC staff member, Frank Davis, likewise subjected Plaintiff to multiple acts of sexual abuse, including daily groping. YDC staff also locked Plaintiff in isolation or solitary confinement for multiple days at a time without justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.



STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00751

JANE DOE #49

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff Jane Doe #49 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.

## **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Hillsborough, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k, and as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<input checked="" type="checkbox"/>	No additional Defendants.
<input type="checkbox"/>	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

## **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1982.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1996.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants detained Plaintiff at the ADC and, during her short stay there, she was repeatedly sexually assaulted by multiple staff members. One staff member medicated her with an antipsychotic drug and then penetrated her vagina with his fingers on several occasions. The
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same staff member also attempted to rape her and attempted to force her to perform oral sex. Another staff member also digitally penetrated her vagina on several occasions and forced her to perform oral sex on him. ADC staff also locked Plaintiff in isolation the entire time she was detained at ADC, approximately three weeks. State Defendants later sent Plaintiff to YDC, where she endured further sexual assaults. A YDC staff member known to Plaintiff as James Woodlock medicated Plaintiff and then forced her to perform oral sex on him multiple times. Woodlock also forcibly raped Plaintiff on at least two occasions, restraining her and holding her down as he raped her. Woodlock took Plaintiff's virginity. The rapes were so rough that Plaintiff could not walk and she bled for hours afterwards. Another YDC staffer witnessed some of Woodlock's sexual assaults and did nothing to stop him. That staffer himself digitally penetrated Plaintiff on multiple occasions. As at ADC, Plaintiff was also locked in isolation for weeks. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<input checked="" type="checkbox"/>	Not applicable (no private placement)
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STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

218-2022-CV-01092 SUPERIOR COURT

CIVIL ACTION NO. \_\_\_\_\_

JANE DOE #62

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE NO. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff Jane Doe #62 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

Beginning in approximately 2006, Plaintiff was adjudicated a Child in Need of Services (CHINS) after she skipped school. In connection with that finding, Plaintiff was assigned a Juvenile Probation and Parole Officer (JPPO), James Woodlock. Woodlock was an agent or employee of DHHS. State Defendants required Plaintiff to meet with Woodlock at least once per week at the welfare office, at which time she was required to submit to a urine sample for drug testing. On one occasion, about a month into her weekly testing, Woodlock made Plaintiff's mother wait in the lobby while he took Plaintiff into his office and touched her leg. A few weeks later, Woodlock groped Plaintiff over her clothing. He stopped when Plaintiff started crying. But the sexual abuse continued to progress at subsequent meetings. Woodlock fondled Plaintiff's breasts under her bra and digitally penetrated her over the next several meetings. Eventually, Woodlock forced Plaintiff to perform oral sex on him at least once a week for three years. During many of these instances, Woodlock became violent with Plaintiff. Woodlock also vaginally raped Plaintiff on nearly a dozen occasions, and during approximately half of these rapes Woodlock got violent with Plaintiff. Throughout these instances of sexual abuse, Woodlock threatened to send Plaintiff to the YDC or SYSC if she did not comply. Ultimately, Plaintiff was sent to a private facility until she aged-out at 18.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants")

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00657

JANE DOE #125

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff Jane Doe #125 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

When Plaintiff was a young child, her parents separated. On weekends, she typically was sent to stay with her father who was an alcoholic and physically abused her. When Plaintiff was only nine years old, her father sexually abused her. Plaintiff began getting into fights at school and on the school bus. State Defendants took custody of her and eventually sent her to YDC in or around 2003.

State Defendants detained Plaintiff at YDC for approximately ten months. During that time, YDC staff members sexually, physically, and psychologically abused her. A YDC teacher known to Plaintiff as "Steve" sexually abused Plaintiff regularly. He hugged her inappropriately and grabbed her buttocks at least twice a week. On two occasions, he fondled Plaintiff's breasts. Plaintiff reported the abuse to a superior staff member but no action was taken against "Steve." Another YDC teacher known to Plaintiff as "Jay Huddelson" sexually harassed Plaintiff on multiple occasions as well. When Plaintiff was menstruating, a YDC staff member known to Plaintiff as "Tricia" grabbed Plaintiff's arm and forced her to walk through the shower room naked in front of other residents and staff. Staff members also strip-searched Plaintiff without justification at least twice. During one strip search, a staff member patted Plaintiff down while she was naked and spread her buttocks. "Tricia" also forced Plaintiff to discuss her childhood sexual abuse in group counseling. When she refused, "Tricia" slapped Plaintiff in the face. Another staff member known to Plaintiff as James Woodlock grabbed Plaintiff by the throat, pinned her against the wall, and told Plaintiff to keep her mouth shut. Another YDC staff member, who was a "house leader," also tried to force Plaintiff to disclose on video how her father sexually and physically abused her. Plaintiff told her mother and stepfather, and they contacted law enforcement. In retaliation, the "house leader" staff member dragged Plaintiff up a flight of stairs by her hair, threw her into her room, kicked her in the stomach, and told her that she was nothing, probably deserved being abused by her father, and that's the reason no charges would ever issue. Plaintiff is not aware of any repercussions for any staff members who abused her. Staff members also locked Plaintiff in isolation or solitary confinement on at least two occasions for two or three days at a time. During those periods of isolation or solitary confinement, Plaintiff suffered emotional trauma that was exacerbated when staff members told her she was fat and deprived her of food. Staff members also denied Plaintiff access to her statutorily guaranteed rights while she was in isolation or solitary confinement, including the right to an education.

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00658

JANE DOE #126

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff Jane Doe #126 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly



When Plaintiff was a child, her parents divorced. Plaintiff lived with her mother and stepfather, who both physically abused her. Her stepfather was a drug addict and an alcoholic. Plaintiff's father attempted suicide when she was 12 years old. Her relationship with her mother deteriorated. Plaintiff was caught stealing at work and put on probation. She got into a fistfight with her mother and State Defendants sent her to YDSU in or around 2002.

Plaintiff was detained at YDSU for approximately one month. During her detention, Plaintiff was sexually, physically, and emotionally abused. A staff member known to Plaintiff as "Mr. Black" raped Plaintiff on at least two occasions. The first time "Mr. Black" raped Plaintiff, he brought her into a utility closet and digitally penetrated her and forced her to masturbate his penis. The second time "Mr. Black" raped Plaintiff, he penetrated her vagina with his fingers and penis. Plaintiff had never had sex before "Mr. Black" raped her and she was bleeding vaginally for days afterwards. She went to the YDSU medical staff and the nurse told Plaintiff she had her period. YDSU staff members also strip-searched Plaintiff on at least six occasions. During the strip searches, staff members fondled her breasts three times and touched her vagina twice. "Mr. Black" also physically abused Plaintiff. On one occasion, he forced her into restraints and beat her. Staff members also locked Plaintiff in solitary confinement or isolation for an entire day. During that period of solitary confinement or isolation, staff members denied Plaintiff access to her statutory rights such as the right to an education and Plaintiff suffered emotional trauma.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00956

JANE DOE #146

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE NO. 217-2020-CV-00026**

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**FIRST AMENDED SHORT FORM COMPLAINT  
SUPPLEMENT TO MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff Jane Doe #146 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state's custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 2014 to 2017.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff had a difficult childhood. Her parents divorced when she was about three years old and both parents remarried. All of Plaintiff's parents (biological and stepparents) suffered from drug addiction. Her biological father also suffered from alcoholism. Plaintiff bounced around between the ages of six and eleven, constantly going back and forth between her parents' homes and changing schools. Plaintiff suffered from emotional trauma and medical challenges, including separation anxiety, epilepsy, and seizures, and was bullied by other students. Plaintiff started to skip school and was eventually detained by the State.

The State placed Plaintiff at the Anna Philbrook Center when she was about 13 or 14 years old for about one week; it later placed Plaintiff at Philbrook for a second detainment for about two weeks. Philbrook staff made Plaintiff sleep on a thin mattress with no sheets. They did not allow Plaintiff to have visits or to use the telephone.

In or about October 2015, after a series of placements with Contractor Defendants, State Defendants sent Plaintiff to SYSC, where she remained for a little over three years. James Woodlock was Plaintiff's juvenile probation officer. Before and while Plaintiff was detained at SYSC, Woodlock became increasingly sexually inappropriate with Plaintiff. This was hard for Plaintiff to handle because Woodlock was at times a father figure to her. Woodlock would talk to Plaintiff about personal issues in his life (he had a twin brother that died; he was close to his mother who was sick). Before Plaintiff was detained at SYSC, Woodlock found videos of Plaintiff having sex with her boyfriend and sent them to his mobile phone. Woodlock demanded

more videos on three or four occasions. Plaintiff sent Woodlock two more videos, but he threatened Plaintiff that if she didn't make more videos and send them to him, Plaintiff "would have to face the consequences and be sent to SYSC."

On four or five occasions at SYSC, Woodlock hugged Plaintiff, slid his hands down her back, and sexually grabbed her buttocks and/or vagina over her clothes. Woodlock touched Plaintiff like a boyfriend and gave her looks up and down her body in a sexual manner. Woodlock engaged in this sexual conduct in the game room at SYSC outside of camera range. One time at SYSC, Woodlock told Plaintiff that her sentence would be reduced if she had sex with him. Plaintiff refused but felt scared, violated, and uncomfortable by his sexual offer, especially given his other inappropriate sexual touching of Plaintiff's body. Another time, Woodlock watched Plaintiff urinate as she gave a drug test. This made Plaintiff very uncomfortable. Before this incident, all of Plaintiff's drug tests had been supervised by a woman, not a man.

During Plaintiff's initial intake at SYSC, a female staff member known to her as "Kirstie Bean" made Plaintiff strip naked, bend, and cough. Bean then digitally penetrated Plaintiff's anus and vagina in a sexual manner. Bean also used her hands to touch Plaintiff's breasts and other areas of her body. Bean did not wash her hands between penetrating Plaintiff's anus and vagina and, as a result, Plaintiff developed a yeast infection. Bean had a sexual relationship with a male resident at SYSC. Bean took Plaintiff and the male resident on a community trip and forced Plaintiff to have sex with the male resident in the back of Bean's car. The male resident ejaculated inside Plaintiff's vagina during intercourse. While Plaintiff was having sex with the male resident, Bean watched porn and masturbated herself. Bean also touched Plaintiff's breasts and the male resident's genitals while they were having sex in Bean's car. Despite Bean forcing Plaintiff to have sex with the male resident, Bean threatened to have Plaintiff beaten up if she did not stay away from him, saying that the male resident was Bean's boyfriend and not Plaintiff's.

Other SYSC staff members strip-searched Plaintiff on numerous occasions for any reason, such as a boy passing Plaintiff a note, or for no reason at all. These strip searches were usually conducted one-on-one in the bathroom, but the bathroom door was always open and there was a camera outside the door. Staff subjected Plaintiff to more than a hundred random strip searches during her detainment at SYSC. Staff made Plaintiff remove all her clothes, squat,

cough, and take down her hair. Plaintiff was humiliated by these strip searches and always feared that staff would sexually assault.

A male staff member at SYSC known to Plaintiff as “Billy” bribed Plaintiff and other female residents with food from Mr. Mac’s (a macaroni restaurant) in exchange for them showing Billy their breasts and genitals. This happened to Plaintiff around three to four times during her detainment at SYSC. These incidents occurred in the evening in the office area or in the hallway. Billy was an older (fifties) white male with black hair and dark, bushy eyebrows.

Plaintiff was also sexually abused by her science teacher at SYSC, a man named “Mr. Graham.” The first incident occurred when Plaintiff spilled something on her clothes and Mr. Graham was asked to walk Plaintiff back to her unit because no other staff member was available. When they arrived at Plaintiff’s unit, Mr. Graham unlocked the checkroom for Plaintiff to retrieve clean clothing. The checkroom was a big closet that had lots of shelves with clothes. Mr. Graham pushed Plaintiff into the checkroom and told her that he would fail her if she didn’t have sex with him. Plaintiff punched Mr. Graham and asked why he was trying to coerce her into sex. Mr. Graham threatened Plaintiff that he would say she assaulted him, which would cause her to be placed in the Crisis Service Unit (“CSU”) and possibly lead to criminal charges. Mr. Graham then told Plaintiff to remove her pants and underwear and vaginally raped her in the checkroom. Mr. Graham ejaculated into a towel when he finished. Mr. Graham was a short, older white male with white and grey hair. On at least three other occasions after raping Plaintiff in the checkroom, Mr. Graham made Plaintiff stay after class, grabbed Plaintiff’s hand and put it on his penis over his clothes. Mr. Graham made Plaintiff stroke his penis and threatened that if she told anyone he would fail her and say that she assaulted him.

On about six or seven occasions, SYSC staff restrained Plaintiff by twisting her arms behind her back, taking her down and shoving her face into the floor, and/or placing Plaintiff in handcuffs (including one occasion when staff handcuffed Plaintiff to the legs of her bed for hours while Plaintiff was in solitary confinement at CSU). As a result of these restraints, Plaintiff suffered pain, bruises, and soreness that last several days. Staff forcibly restrained Plaintiff for minor infractions such as not following instructions or not going to her room when asked. Once, a staff member dragged Plaintiff by her arms from the day room to her cell. This was an unjustified use of force that resulted in pain and soreness that lasted multiple days. On another

occasion, Plaintiff suffered a painful rug burn on her cheek after an SYSC staff member took her down and shoved her face into the floor to retrain her.

SYSC staff encouraged fights by telling residents that another resident was speaking badly about them. Once, staff instigated a resident named Haley to attack Plaintiff near the art classroom. In response to this fight, a staff member took Plaintiff down and scratched Plaintiff's left cornea, which was extremely painful. Another staff member known to Plaintiff as "Scotty," who was about 6'5" and over 300 pounds, sat on Plaintiff while she was on the floor. Plaintiff was only about five feet tall and 100 pounds at the time. Plaintiff was choking; she could not breathe and feared for her life. This beating also resulted in a black eye and serious black and blue bruises up and down Plaintiff's arms.

While Plaintiff was in CSU at SYSC—during which Plaintiff was allowed just one hour a day outside her room for bathroom breaks and to shower—Plaintiff felt an epileptic seizure coming on. Plaintiff told staff that she did not feel well and asked for help. But the staff members responded by telling Plaintiff, "It will be okay," and said they would give her water to drink, but never did. Instead, they left Plaintiff alone in the room. Plaintiff ended up having a seizure and fell on her face in the cell, resulting in a huge bruise on her forehead. Staff then brought Plaintiff to the hospital, where a SYSC staff member kept Plaintiff handcuffed to the bed.

An SYSC doctor put Plaintiff on medication (Lorazepam) at night. The medication made Plaintiff feel drunk and in the morning she was usually groggy. One evening, Plaintiff wasn't feeling well and staff gave her cough medicine and Tylenol in addition to the Lorazepam. At some point that night, Plaintiff got up to use the bathroom. She had a seizure on the toilet and was disoriented by the medication. Plaintiff fell off the toilet and cracked her front teeth. Staff brought Plaintiff to the infirmary and accused Plaintiff of faking a seizure. Staff took Plaintiff off the Lorazepam after this incident. Eventually, Plaintiff's probation officer took her to the dentist, where Plaintiff was told she had nerve damage and needed a cap and a root canal.

SYSC staff locked Plaintiff in CSU or solitary confinement multiple times. Staff members held Plaintiff in solitary confinement for one week on at least one occasion and four to seven days on at least one other occasion. Plaintiff was let out for an hour each day but was not allowed to talk to anyone during that time. Staff put Plaintiff in solitary confinement for fighting, not listening to directions, and even for having a seizure. Sometimes, staff would take Plaintiff's bed and leave her with only a disposable mat, disposable pillow, and a single blanket.

This happened about five times. During these periods of isolation, Plaintiff suffered psychological trauma and was deprived of statutorily guaranteed rights.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
X	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

	Not applicable (no private placement)
X	<p>State Defendants sent Plaintiff to Dover Children’s Home (“DCH”) for a weekend in or around 2014. Because DCH staff did such a poor job of supervising and protecting the residents, Plaintiff was sexually assaulted by an older female resident who threatened to beat Plaintiff if Plaintiff did not do what she wanted. The older resident groped Plaintiff’s breasts and vagina over her clothes and forced Plaintiff to kiss her.</p> <p>Later in 2014, State Defendants sent Plaintiff to Webster House for about two to three weeks. A male resident at Webster House sexually assaulted Plaintiff in the bathroom. This male resident threatened Plaintiff and forced her to have intercourse with him on the floor of the bathroom. He then jumped out the window and ran around the building to reenter from the front door. When Plaintiff reported the rape to Webster House staff members, they not only failed to believe her but accused her and the male resident of</p>

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-01160

JANE DOE #155

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE NO. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff Jane Doe #155 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly



Plaintiff and her sisters were raised by a single mother. Their father was an alcoholic. Plaintiff and her sisters were sexually molested by a family member (uncle) throughout their childhood. This trauma led to severe emotional and behavioral problems. As a result, Plaintiff's mother filed a CHINS petition and gave custody of Plaintiff, who was 13 years old, to State Defendants. State Defendants placed Plaintiff at YDC in or about 2003 for approximately three years (with a brief stay at Jefferson Shelter). During Plaintiff's three years at YDC, staff members sexually, physically, and psychologically abused her multiple times.

Staff members at YDC sexually abused Plaintiff repeatedly over a three-year period. A male staff member known to Plaintiff as "Mr. Woodlock" ("Woodlock") forced Plaintiff to perform oral sex on him approximately 30 times over a three-year period. Woodlock would "visit" the girls' unit and escort Plaintiff to her room where he would then orally rape her. During oral sex, Woodlock would pull Plaintiff's hair and move her head to make it more pleasurable for him. When Plaintiff started crying, Woodlock would put his hand up to his throat and make a slashing motion and threaten her: "Shhhhhh . . . better keep quiet, or else." Woodlock also came into the bathroom facilities while Plaintiff was showering and masturbated in front of her on at least one occasion. Other staff members also came in while Plaintiff and other residents were showering and watched at least twice a month. Another staff member known to Plaintiff as "Wes" touched Plaintiff's vagina and grabbed her buttocks over her clothes at least three times a week for three years. Wes would come up behind Plaintiff and swipe his finger from the front of her vagina to her buttocks. At the end of the swipe, he would grab Plaintiff's buttocks. Staff members also restrained Plaintiff while she was naked on at least eight separate occasions. Four times, staff members used handcuffs to lock Plaintiff's hands, and the other four times they used their own hands to restrict her. These restraints were performed by both male and female staff. After restraining Plaintiff, staff members would move her, restrained and naked, through the cottage. Other residents and staff would see Plaintiff naked as they moved her. Plaintiff was also subjected to numerous unnecessary strip searches at YDC. Staff members would make Plaintiff remove all her clothes, bend over, spread her buttocks, and cough. Staff members known to Plaintiff as "Ms. Weaver" ("Weaver") and "Connie" often conducted these strip searches. When Weaver conducted the search, she used a flashlight to inspect Plaintiff's vaginal area.

Staff members also physically abused Plaintiff countless times over the course of her detention. Staff members, including Weaver and a YDC staff member known to Plaintiff as "Glen," would knock Plaintiff to the ground and restrain her, sometimes as frequently as two times per day, but at least five to six times per week. Once YDC staff members had Plaintiff on the ground, they would put their elbows in her back and pull her hands and fingers behind her back, bending her fingers backward. Other times, YDC staff members would put their knees on Plaintiff's throat, making it difficult for her to breathe. This caused Plaintiff to lose consciousness at least two or three times. After restraining Plaintiff, staff members often picked her up by her arms and feet and carried her to her room with her belly toward the floor. This resulted in soreness in Plaintiff's arm joints and in her shoulders. On approximately 15 times, staff members dragged Plaintiff up the stairs to her room by pulling on her hair. After carrying or dragging Plaintiff to her room, staff members laid her on the springs of her bed after removing the mattress. Staff members then left Plaintiff confined and isolated in her room for days.

YDC staff members put Plaintiff in solitary confinement or isolation for at least 24 hours and up to three days at least three to four times per month. When Plaintiff was in solitary confinement, she had to rely on staff members to let her out to use the bathroom. There were times when Plaintiff had to use the bathroom and staff would not come to let her out of the room. Plaintiff would bang on the door, and sometimes staff never came. This forced Plaintiff to hold her bladder to the point that it hurt. Plaintiff also relied on staff members to bring her meals during periods of solitary confinement or isolation. When Plaintiff was in solitary for three days, she often missed at least two meals. If Plaintiff gave staff any attitude, they would not feed her. During these periods of isolation or solitary confinement, staff members denied Plaintiff access to her statutorily guaranteed rights, such as the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00483

JOHN DOE #1

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #1 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants sent Plaintiff to YDC, where he was tormented by YDC staff Steven Murphy, Jeffery Buskey, and James Woodlock. For example, Murphy, Buskey, and Woodlock once gang raped Plaintiff. Plaintiff had stolen a wrench from the work shop. When Murphy and Woodlock found it, they confronted him. When Plaintiff would not confess to stealing it, Woodlock held Plaintiff while Murphy penetrated Plaintiff's anus with the wrench. Murphy also masturbated him during this incident and he was also choked and beaten. Murphy and Woodlock did not stop the torture until Plaintiff confessed. Frank Davis also tormented Plaintiff with frequent beatings and on two occasions Davis choked Plaintiff to the point of losing consciousness. Murphy regularly preyed on Plaintiff, trying on multiple occasions to coerce Plaintiff to allow Murphy to perform oral sex on him. In Murphy's office, Murphy repeatedly tried to have Plaintiff sit on his lap. Murphy fondled Plaintiff on a daily basis for two years, in his cell, in Murphy's office, in the gym, and in the kitchen. Plaintiff preferred to sustain daily beatings rather than wake up knowing that he would be hunted down and fondled by Murphy. YDC staff locked Plaintiff in isolation or solitary confinement for many months (more than a year) without justification. Any attempt to escape YDC would result in an automatic three-month lockdown in solitary confinement. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants")

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00546

JOHN DOE #15

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SECOND AMENDED SHORT FORM COMPLAINT  
SUPPLEMENT TO MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #15 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, submits this Second Amended Short Form Complaint, which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this Second Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

incorporated by reference to this Second Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this Second Amended Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Merrimack, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k. Plaintiff’s identity and date of birth have been filed **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1978.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1992 to 1996.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants sent Plaintiff to YDC where he was sexually, physically, and emotionally abused. Plaintiff was placed in King Cottage during his first two weeks at YDC. There, a YDC staff member known to Plaintiff as Frank Davis sexually abused Plaintiff several times. The first time Davis abused Plaintiff, he made Plaintiff remove all his clothes for a strip search and told Plaintiff to bend over a desk. Davis removed a glove and lubricant from a desk drawer and inserted his fingers into Plaintiff's anus. Davis then brought Plaintiff to a room known as the "dungeon," where he hogtied Plaintiff with handcuffs and shackles and left Plaintiff there for hours. When Davis returned, he asked Plaintiff if he "was ready to do" what Davis wanted in order to be let out of the dungeon. Plaintiff first refused but eventually agreed because he was afraid Davis would leave him shackled in the dungeon overnight. Davis then made Plaintiff give him oral sex until he ejaculated on Plaintiff's face and shirt. Davis ultimately made Plaintiff give him oral sex two or three times while Plaintiff was housed in King Cottage.

Plaintiff was next assigned to East Cottage, where a number of staff members sexually and physically abused him. A staff member known to Plaintiff as Dick Brown was the first to abuse Plaintiff at East Cottage. Brown told Plaintiff that if he performed "favors" for him, his stay at YDC would be good and he would receive privileges. Brown sexually assaulted Plaintiff in his office at least two times. Brown then told Plaintiff that Dave Johnson, another YDC staff member, would be joining them. Later, Brown and Johnson anally raped Plaintiff and forced Plaintiff to give them oral sex at least once or twice a week during the three months that Plaintiff was housed in East Cottage. They told Plaintiff that if he kept them happy, they would give him "points." Brown also took Plaintiff off YDC grounds on outings to stores and would sexually abuse Plaintiff on those occasions. At one point, Plaintiff told Brown that he intended to tell someone about the sexual activities in which Brown and Johnson were forcing him to participate. To keep Plaintiff quiet, Brown, Johnson, and a staff member known to Plaintiff as "Woody" Woodlock beat Plaintiff, including by putting a telephone book against Plaintiff's back and kicking it and holding a plastic garbage bag over Plaintiff's head.

Another male staff member (who worked the third shift and was tall with red hair) forced Plaintiff to engage in sexual activities, both oral and anal sex, with another YDC resident. This staff member then forced the residents to perform sex acts on him or would take one of them to the kitchen for anal sex. This staff member took pictures of these acts with a Polaroid instant camera. He also coerced Plaintiff to sell cocaine for him.

Plaintiff was also victimized by female staff members. A family counselor known to Plaintiff as “Donna” would drive Plaintiff to his home for family visits. During these rides, Donna forced Plaintiff to have sexual intercourse multiple times in her car and in a hotel room. Donna continued to coerce Plaintiff into having sex with her after he was released from YDC. Another female counselor known to Plaintiff as Stephanie Kalipolities also forced Plaintiff to have sexual intercourse with her. She told Plaintiff that if he “took care of” her like he “took care of” his girlfriend, she would extend extra privileges to him. Kalipolities coerced Plaintiff to have sexual intercourse multiple times a week in East Cottage rooms or in a hotel. Plaintiff believed that Kalipolities was married to Lucien Poulette, and she told Plaintiff that her brother “George” was a Juvenile Probation and Parole Officer. She threatened Plaintiff that if he did not have sex with her, she would have her brother make sure he was brought back to YDC.

YDC staff also locked Plaintiff in isolation or solitary confinement for days at a time without justification, during which Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights. Plaintiff received no education while locked in isolation.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):



STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00566

JOHN DOE #28

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #28 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants sent Plaintiff to YDC where Plaintiff was subjected to both physical and sexual abuse. For example, James Woodlock bribed Plaintiff with shoes, coercing Plaintiff to manually stimulate his penis on multiple occasions. Woodlock also fondled Plaintiff. YDC staff known to Plaintiff as "Joe Peters" and "Tony LaForge" beat Plaintiff numerous times while he was in the care and custody of the Defendants. A staff member known to Plaintiff as "Bernice" threw a pool ball at him for refusing to shower before school. YDC staff also locked Plaintiff in solitary confinement or isolation on multiple occasions, during which he suffered emotional trauma and denied access to statutorily guaranteed rights. He received only sporadic schooling while at YDC.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00568

JOHN DOE #30

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SECOND AMENDED SHORT FORM COMPLAINT  
SUPPLEMENT TO MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #30 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, submits this Second Amended Short Form Complaint, which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this Second Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

State Defendants placed Plaintiff at YDC for approximately three years, during which time he was physically and sexually abused by YDC staff. For example, James Woodlock (a/k/a “Woody”) and Lucien Poulette anally and orally raped Plaintiff multiple times over the course of several months. Staff member Stephen Murphy served as a lookout for Woodlock when Woodlock sexually abused Plaintiff. Lucien Poulette watched Plaintiff shower and exposed himself to Plaintiff. YDC staff members Dick Brown and Tommy Searles stripped Plaintiff naked and fondled him and sexually abused Plaintiff on countless occasions.

When Plaintiff told Dick Brown he intended to report the abuse to his mother, Brown punched Plaintiff in the face so hard it almost knocked his teeth out, and Plaintiff has a permanent scar below his lip. At that time, Brown reported that Plaintiff’s injuries were caused by another YDC resident. Plaintiff was also physically beaten by Murphy, Poulette, and a man known to Plaintiff as David Blair. Blair beat Plaintiff multiple times, including one time with a mop stick. Plaintiff and other YDC residents were also frequently violently restrained by Blair and Brown, sometimes causing injury. Brown and Blair would force Plaintiff and others to report that these injuries occurred while playing sports. As a result of one of these violent restraint incidents, Plaintiff has a dislocated shoulder that was permanently weakened and a chronic ankle injury. Plaintiff has reinjured the shoulder several times since the first injury. Other staff members who abused Plaintiff included Woodlock, Dan Grey, Tim Roy, and a man known to Plaintiff as “Cronin.”

Plaintiff spent approximately one-third of his time at YDC locked in isolation or solitary confinement. YDC staff locked Plaintiff in isolation or solitary confinement without justification for days, weeks, and, on one occasion, for months at a time. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

Plaintiff reported some of the abuse he suffered to a supervisor named Bob Decker, but Decker took no action in response.

Plaintiff was also detained for a shorter time at YDSU. While there, he was physically abused by a man known to Plaintiff as “Bill.” He was also sexually abused while at YDSU.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00587

JOHN DOE #40

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #40 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants sent Plaintiff to YDC where personnel at that facility regularly sexually and physically abused him. For example, YDC staff member Lucien Poulette constantly groped and otherwise inappropriately touched John Plaintiff. Poulette also performed oral sex on Plaintiff on multiple occasions while he was in solitary confinement. YDC staff members James Woodlock and Frank Davis, and YDC staff known to Plaintiff as "Dick Brown," "Tony LaForge," and "Dick Croto" beat Plaintiff on multiple occasions, as a result of which he sustained bruising to his body. YDC staff locked Plaintiff in isolation or solitary confinement for days or weeks at a time without justification, during which Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education. All told, Plaintiff spent many months in solitary.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00593

JOHN DOE #47

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #47 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

incorporated by reference to this First Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this First Amended Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Hillsborough, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k. Plaintiff’s identity and date of birth have been filed **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1983.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1996 to 1999.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):



After the State Defendants placed Plaintiff at YDC, he was subjected to systematic physical and sexual abuse by staff members. Gordon Thomas Searles performed oral sex on Plaintiff on several occasions and anally raped Plaintiff many more times. Lucien Poulette was an even more frequent abuser. During one four-to-six month period, Poulette performed oral sex on Plaintiff and/or orally raped Plaintiff on dozens of occasions. Poulette also anally raped Plaintiff more than a dozen times.

Searles, Poulette, and other staff members, including Stephen Murphy, James Woodlock, Tim Brown, and an individual known to Plaintiff as "Mr. Adams" regularly beat Plaintiff and otherwise subjected him to repeated physical violence. Plaintiff sustained severe injuries from these assaults: an assault from Woodlock caused Plaintiff's eye to swell shut; Mr. Adams split Plaintiff's lip and bruised his ribs; Murphy punched Plaintiff in the face, breaking his nose; and Searles and Paquette fractured his fingers. Tim Brown once smashed a chair over Plaintiff's back and then dragged him to his cell by his ankles. On another occasion, Plaintiff required outside medical treatment when Searles and Paquette got bleach in his eye.

YDC staff also locked Plaintiff in isolation or solitary confinement without justification for days and sometimes weeks at a time, during which Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants")

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00608

JOHN DOE #58

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #58 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

After the State Defendants sent Plaintiff to YDC, multiple staff members targeted him for repeated sexual abuse, including Stephen Murphy, Frank Davis, and Tom Searles.

Murphy was Plaintiff's basketball coach. During practice, Murphy would offer to help Plaintiff with shooting the basketball and would stand behind Plaintiff and rub his penis into Plaintiff's back. This progressed to Murphy visiting Plaintiff's cell, where he would force Plaintiff to perform oral sex on him and ejaculate in his mouth. Murphy also performed oral sex on Plaintiff.

Davis groomed Plaintiff by being friendly and playful with him. During dinner, Davis would send Plaintiff to the basement (a/k/a "dungeon") of one of the cottages to get extra silverware or other supplies. Other residents warned Plaintiff that Davis was "setting him up." Davis would come down to the basement and shut off the light, and then wrestle with Plaintiff in the dark, which Plaintiff perceived to be a game. But one night, Davis had an erection, and he proceeded to anally rape Plaintiff. Davis raped Plaintiff on several other occasions after that first incident.

Searles also groomed Plaintiff, coming to Plaintiff's room, sitting on his bed and talking to him. This progressed to Searles rubbing Plaintiff's leg, then eventually sexually assaulting Plaintiff by using his hand or mouth to stimulate Plaintiff's penis and by forcing Plaintiff to perform oral sex on him. Searles also anally raped Plaintiff on several occasions, the last rape being particularly brutal. The rape was so violent that Plaintiff experienced extreme pain and saw a white light. Plaintiff bled profusely; the assault also caused Plaintiff to defecate. When Searles was finished, he cleaned himself off with Plaintiff's t-shirt and left the room. Plaintiff continued to bleed for four days, but was denied medical treatment and was locked in his room while he recuperated. He was forced to ask for Vaseline for his "chapped lips" so he could ease the pain in his anus.

Plaintiff believes that as the result of these rapes, he contracted an STD for which he had to receive medical treatment. Plaintiff recalls that medical staff told him that he had the same strain of this particular STD as Frank Davis.

Plaintiff was also the victim of physical abuse by staff members. In particular, one day Murphy, James Woodlock, and Brad Asbury brutally attacked Plaintiff. Asbury struck Plaintiff in the head, and then Woodlock and Murphy grabbed Plaintiff and smashed his head into a stair, causing him to lose consciousness. When Plaintiff regained consciousness, Murphy had

wrapped a phone cord around his neck and Plaintiff again blacked out. When Plaintiff awoke in his room, Asbury, Woodlock, and Murphy apologized for "going too far." Plaintiff's face was purple and his eyes were bloodshot. On information and belief, although other staff members knew of this assault, no disciplinary action was taken.

Staff members also locked Plaintiff in isolation or solitary confinement without justification, including a period of nearly a year and a half. During these periods of isolation, Plaintiff suffered emotional trauma and received no education--let alone the specialized education that he was entitled to on the basis of his educational disability.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00678

JOHN DOE #78

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #78 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

incorporated by reference to this First Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this First Amended Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Hillsborough, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k. Plaintiff’s identity and date of birth have been filed **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1977.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1993 to 1995.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

After the State Defendants placed Plaintiff at YDSU, an individual known to Plaintiff as “Coach” touched Plaintiff’s genitals over his clothes in the basement dozens of times. “Coach” would have Plaintiff and other residents participate in what he called “stretch and flex” classes, which he would use as an opportunity to rub his clothed genitals on the children.

When the State Defendants sent Plaintiff to YDC, Stephen Murphy and individuals known to Plaintiff as Dave Johnson and Dick Brown would subject Plaintiff to unnecessary strip searches, fondling his genitals and forcing him to spread his buttocks for them. Murphy, Johnson, Brown and other YDC staff members, including Tom Searles, Frank Davis, James Woodlock, and individuals known to Plaintiff as Dick Croto and “Kaffy,” acting both individually and in concert with one another, subjected Plaintiff to dozens of acts of physical abuse, including beating him with their fists, choking him until he lost consciousness, and kneeing him in the head. These assaults sometimes occurred as a result of Plaintiff’s refusal to submit to unnecessary strip searches. From these assaults, Plaintiff sustained black eyes, lost teeth, and a broken wrist. When Plaintiff sustained his broken wrist, staff members initially locked him in his room and refused to let him receive medical attention; when they finally allowed him to receive outside medical care, they directed him to tell the doctor that he had been injured playing softball.

At both YDC and YDSU, State Youth Facility staff locked Plaintiff in isolation or solitary confinement for over half of the time he was in Defendants’ custody without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00684

JOHN DOE #84

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #84 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly



On multiple occasions after the State Defendants placed Plaintiff at YDC, James Woodlock orally raped Plaintiff, forced Plaintiff to masturbate him, and masturbated and performed oral sex on Plaintiff. On multiple occasions, Jeff Buskey administered sleeping pills to Plaintiff and performed sexual acts on Plaintiff while he was unconscious; several times, Plaintiff woke up to find that his pants had been removed and/or that Buskey was masturbating him. Woodlock, Buskey, and Brad Asbury, acting individually and in concert with one another, also beat Plaintiff multiple times, as did Tony LaForge and an individual known to Plaintiff as “Zalinsky.” Buskey and LaForge also allowed other residents to beat Plaintiff on multiple occasions. After one beating, Plaintiff was sent to an outside doctor for medical treatment; on another occasion, Plaintiff was transported to a hospital after he was asphyxiated. Lucien Poulette witnessed many of the foregoing acts of abuse and did nothing to stop them. State Youth Facility staff locked Plaintiff in isolation or solitary confinement for multiple stretches without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00688

JOHN DOE #87

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #87 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

incorporated by reference to this First Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this First Amended Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Hillsborough, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k. Plaintiff’s identity and date of birth have been filed **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1979.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1993 to 1997.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

After the State Defendants placed Plaintiff at YDC, he was victimized sexually and physically. Lucien Poulette forced Plaintiff to perform oral sex on him and receive oral sex from him, forced a baton into Plaintiff's anus, and took photographs of Plaintiff naked and performing oral sex. On at least one occasion, Poulette took Plaintiff off of the YDC campus to sexually assault him. James Woodlock and other agents or employees of the State Defendants, including Dave Johnson, Tony LaForge, Daryl Glendeen, Wayne Robertson, and Dick Croto, physically abused and beat Plaintiff; the beatings were so severe that Croto broke Plaintiff's ribs on one occasion. In addition, State Youth Facility staff locked Plaintiff in isolation or solitary confinement for months without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education. Plaintiff suffers from insomnia and post-traumatic stress to this day as a result of the abuse he suffered while in the State Defendants' care.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2021-CV-00722

JOHN DOE #93

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #93 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants initially placed Plaintiff at YDSU, where staff member Jim Cohen physically assaulted Plaintiff, including hitting Plaintiff in the head with a radio, causing Plaintiff to develop a black eye. After State Defendants placed Plaintiff at YDC, James Woodlock forced Plaintiff to undergo multiple unnecessary "strip searches," while other agents or employees of the State Defendants, including Tony Paquette, physically assaulted Plaintiff. Paquette slapped and punched Plaintiff multiple times. State Youth Facility staff at both YDC and YDSU locked Plaintiff in isolation or solitary confinement for weeks or months without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.
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9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
X	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants")

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00088

JOHN DOE #141

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE NO. 217-2020-CV-00026**

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**SECOND AMENDED SHORT FORM COMPLAINT  
SUPPLEMENT TO MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #141 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this Second Amended Short Form Complaint (the “SASFC”) which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this SASFC sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

state, a secure residential placement and related services to children under the custody and control of the state.

Defendant Mount Prospect Academy, Inc. (“Mount Prospect”) is a nonprofit corporation incorporated under New Hampshire law for the education of adolescent youth and other charitable causes with a principal place of business at 350 Main Street, Plymouth, New Hampshire 03264. Mount Prospect has operated several facilities providing services to children under various trade names, including Becket Family of Services, Becket House, Vermont School for Girls, Solid Foundations, Project Connect, Ashuelot Valley Academy, Squamscott River Academy, MPA at Pike, and MPA at Campton, among others. At all times relevant to this complaint, Mount Prospect was paid under contract with the State of New Hampshire to provide, on behalf of the state and as an agent of the state, a secure residential placement and related services to children under the custody and control of the state.

#### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1983.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1995 to 2000.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff moved to the continental United States from Puerto Rico at age nine, and did not speak English at all. By age eleven, he had begun his first detention at Becket School. At YDC, State



Defendants' agents and employees, including James Woodlock, Stephen Murphy, Gordon Thomas Searles, Dick Brown, Dan Grey, Shawn Carter, and an individual known to Plaintiff as "Ray," who Plaintiff believed to be a college basketball player, regularly physically assaulted Plaintiff and treated him extremely roughly. On a near-nightly basis, YDC staff restrained Plaintiff, handcuffing and shackling him before bed. On one occasion, Dick Brown kicked Plaintiff so hard in the testicles that Plaintiff sustained a hernia requiring surgery. At King Cottage, Plaintiff endured physical abuse, including one incident when he was cruelly tied to a pool table with his hand behind his back all night. With no access to a bathroom, Plaintiff was forced to urinate and defecate on himself. Staff then moved Plaintiff to Room 13 in the East Wing. He often woke up feeling drowsy or woozy and naked, even though he had clothes on when he went to bed. One night, Plaintiff went to bed and pretended to be asleep. Dick Brown came into Plaintiff's room, and Plaintiff felt pressure on top of him and then Plaintiff's pants were taken off. Dick Brown put his finger in Plaintiff's anus and grabbed Plaintiff's penis. Thereafter, Plaintiff recalls Dick Brown engaging in similar abuse eight or nine times. After that, Plaintiff was moved to East Cottage. A staff member known to Plaintiff as "George" came into Plaintiff's room every night and touched Plaintiff's butt, in a manner similar to Dick Brown. Plaintiff recalls George doing this six or seven times and, on at least one occasion, Plaintiff awoke with a sticky substance on his face. Plaintiff tried to run away on multiple occasions, but each time he was apprehended and locked in isolation for thirty or more days at a time, with very limited access to bathroom facilities and no access to school. In fact, YDC staff regularly locked Plaintiff in isolation or solitary confinement for lengthy periods of time, sometimes up to a month in duration, and over a year total without sufficient justification. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
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STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00102

JOHN DOE #168

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #168 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

incorporated by reference to this First Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this First Amended Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Hillsborough, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k. Plaintiff’s identity and date of birth have been filed **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1979.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1996 to 1997.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants committed Plaintiff to YDC where one of the staff members, Steven Murphy, had a personal vendetta against Plaintiff and used his position of power over Plaintiff to get revenge. A year or two prior to Plaintiff's commitment to YDC, he had stolen Murphy's mountain bike. Shortly after Plaintiff's arrival at YDC in 1996, YDC staff members threw Plaintiff against a wall and told him they knew who he is and that they had identified him as a threat. After Plaintiff got in a fight with another YDC resident, he was locked in solitary confinement in his cell. One day, Steven Murphy and a staff member known to Plaintiff as "Woody" came to Plaintiff's cell to search it. They also strip searched Plaintiff. Murphy then asked Plaintiff if he wanted to fight Murphy. As Plaintiff turned to face Murphy, Woody punched Plaintiff in the face. Murphy then slammed Plaintiff to the ground, and both Murphy and Woody beat on Plaintiff. Murphy eventually choked Plaintiff until he lost consciousness. When Plaintiff came to again, Plaintiff found that he had been moved to the bathroom and Murphy was on top of him raping him from behind. When Plaintiff struggled, Murphy continued further beatings and Plaintiff was again choked until losing consciousness. When Plaintiff next woke up, he was lying alone on the bathroom floor. He was beat up, had bloodshot eyes from being choked, a black eye from being punched in the face, and hand marks around his neck from being choked. The next day, when Plaintiff complained about this abuse, Murphy attacked him again in his cell, beating and choking Plaintiff. Plaintiff was locked in isolation in his cell for at least a week after that so his visible wounds could heal. Plaintiff reported the abuse, but nobody took any action. YDC staff locked Plaintiff in isolation or solitary confinement without justification on other occasions as well, during which time he suffered emotional trauma and was denied access to statutorily guaranteed rights.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00133

JOHN DOE #181

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #181 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

After the State Defendants placed Plaintiff at YDC, multiple staff members physically abused Plaintiff. Initially, Frank Davis was nice to Plaintiff, taking him to see the livestock housed at YDC. During these trips, Davis would rub Plaintiff's back in an overtly sexual way. Davis soured on Plaintiff, however, and on at least one occasion put Plaintiff in a "sleeper hold." Plaintiff was also assaulted by other staff members, including an individual known to him as "Dick Brown," who punched Plaintiff in the face. Brown also made a practice of punching children (including Plaintiff) in the chest to see if they could "handle it"; if they could, Brown would largely leave them alone. Yet another staff member known to Plaintiff as "Coach Mack" stabbed Plaintiff with a pencil causing permanent scars. Plaintiff was also subjected to other acts of physical violence by staff members.

In addition to the foregoing physical abuse, staff members regularly locked Plaintiff in isolation or solitary confinement, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education. On one occasion after staff member James Woodlock struck Plaintiff in the face, Plaintiff was locked in solitary confinement in a small room with a metal bed for approximately one month. While in solitary confinement, Plaintiff could hear staff members abusing other children; if he said anything about it, the staff would verbally abuse and threaten him.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants")

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00152

JOHN DOE #189

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SECOND AMENDED SHORT FORM COMPLAINT  
SUPPLEMENT TO MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #189 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, submits this Second Amended Short Form Complaint which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this Second Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

In or around 1997, State Defendants sent Plaintiff to YDC, where agents and employees of State Defendants repeatedly physically, sexually, and psychologically abused him. A YDC staff member known to Plaintiff as Dick Brown anally raped Plaintiff many times in a locked office. Brown forced Plaintiff to give him oral sex on multiple occasions and would sometimes ejaculate on Plaintiff's face or head. Brown also performed oral sex on Plaintiff. Brown masturbated Plaintiff on dozens of occasions and also made Plaintiff masturbate him. Throughout Brown's sexual abuse of Plaintiff, he tried to make Plaintiff believe that he was his friend and would protect and look out for him. Brown sometimes told Plaintiff that he "loved" him and would provide Plaintiff with small extras, like snacks or soda.

YDC staff locked Plaintiff in solitary confinement or isolation on multiple occasions for weeks at a time. During at least one of those periods of isolation, Plaintiff was only allowed to wear boxer shorts. While Plaintiff was held in isolation, YDC staff members known to Plaintiff as James Woodlock and Stephen Murphy sexually assaulted him many times. Woodlock and Murphy would typically come to Plaintiff's room and order him to turn around, kneel on the bed, and place his hands on top of his head. From there, Woodlock and Murphy would sexually assault Plaintiff, including by anally and digitally raping Plaintiff on multiple occasions. A YDC staff member known to Plaintiff as "Asbury" was sometimes present when Woodlock or Murphy assaulted Plaintiff, but Asbury turned a blind eye and allowed the abuse to happen.

Plaintiff was also physically abused by Woodlock and another YDC staff member known to Plaintiff as "Dan." Both YDC staff members punched, kicked, and choked Plaintiff on dozens of occasions. Woodlock once knocked Plaintiff unconscious during a beating, and Plaintiff awoke as Murphy was urinating on him.

During the periods when Plaintiff was kept in isolation or solitary confinement, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights. Among other things, Plaintiff was deprived of an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
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STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00230

JOHN DOE #259

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #259 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

After the State Defendants sent Plaintiff to YDC, he was initially placed in Spaulding Cottage. There, a staff member known to Plaintiff as "Coach Zalinsky" repeatedly beat Plaintiff, including by placing him in chokeholds, punching him in the ribs, and hitting him with a hockey stick. When Plaintiff reported Zalinsky's abuse to staff member James Woodlock, nothing was done to stop the abuse. Instead, Zalinsky arranged for another resident to attack and assault Plaintiff as a warning.

When Plaintiff attempted to report Zalinsky's retaliation to Woodlock, the same resident later attempted to stab Plaintiff in a restroom while Zalinsky blocked the exit. Plaintiff broke his hand defending himself against the assault. Zalinsky warned Plaintiff that if Plaintiff ever opened his mouth again he would make sure Plaintiff would never open it again, and told Plaintiff that if he said anything about his hand, he would report Plaintiff as having attacked the resident who attempted to stab him. Accordingly, instead of immediately seeking medical attention for his broken hand, Plaintiff waited a couple of days until he had work detail, and reported that he had hit his hand with a hammer.

Zalinsky subsequently threatened Plaintiff on another occasion, telling Plaintiff that he heard Plaintiff was talking and that Plaintiff was going to be "sorry." Plaintiff fled the facility rather than risk a further assault from Zalinsky or a resident doing Zalinsky's bidding. After Plaintiff was captured and returned to YDC, he was placed in King Cottage, where he was put on suicide watch for several weeks and locked naked in a room with no bedding and open windows. Plaintiff sustained permanent nerve damage in his feet as a result.

Staff member Frank Davis used Plaintiff's isolation in King Cottage as an opportunity to target Plaintiff for sexual abuse. Davis offered to close Plaintiff's windows if Plaintiff would do jumping jacks and bend over and grab his ankles while Davis watched. This then progressed to Davis asking Plaintiff to masturbate while he watched. When Plaintiff rebuffed Davis's initial request that he masturbate for Davis's entertainment, Davis claimed that Plaintiff was attempting to tamper with the windows and called in other staff to assist him in restraining Plaintiff, during which time Davis grabbed Plaintiff's genitals. When Davis subsequently asked Plaintiff to masturbate while he watched on several occasions thereafter, Plaintiff complied rather than face further repercussions. Davis masturbated himself as he watched Plaintiff masturbate.

Davis's sexual assaults progressed further. Davis would masturbate while watching Plaintiff shower, using the occasion to fondle Plaintiff's genitals and rub his buttocks. On one

occasion, Davis digitally penetrated Plaintiff's anus; when Plaintiff resisted, Davis claimed that Plaintiff assaulted him, and staff members thereafter locked Plaintiff in solitary confinement again. Overall, Davis assaulted Plaintiff on dozens of occasions; on dozens of other occasions, Davis would fondle Plaintiff's testicles during strip searches. Davis also physically abused Plaintiff multiple times, subjecting him to unnecessary and excessive restraints, and torturing him through the application of painful pressure-point restraints.

In addition to the instances described above, YDC staff locked Plaintiff in isolation or solitary confinement on multiple other occasions without justification, totalling months of solitary confinement. During this time, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education. Further, if staff members became angry at Plaintiff, they would often withhold food from him for days at a time.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00186

JOHN DOE #274

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #274 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants sent Plaintiff to YDC for over a year where he was physically and sexually assaulted by agents and employees of State Defendants. For example, Jeffrey Buskey and Stephen Murphy sexually harassed and assaulted Plaintiff on multiple occasions by inserting their fingers into Plaintiff's anus, fondling and manually stimulating Plaintiff's penis, and forcing Plaintiff to masturbate in front of them. They also ridiculed Plaintiff and remarked on his penis size while Plaintiff showered. The aforementioned sexual assaults and harassment were known to Frank Davis, Searles, and Bradley Asbury, who did nothing to stop them. During an approximately three-month stretch when Plaintiff was housed in East Cottage, Murphy and James Woodlock physically abused Plaintiff, beating him multiple times a week. YDC staff locked Plaintiff in isolation or solitary confinement for months of time without sufficient justification, during which Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights. Plaintiff tried reporting the abuse he experienced at YDC, but nobody ever believed him.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<input checked="" type="checkbox"/>	Not applicable (no private placement)
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STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00267

JOHN DOE #309

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #309 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants sent Plaintiff to YDC. There, staff member Dick Brown engaged in progressive grooming and sexual assault of Plaintiff. Brown's conduct began when Plaintiff was 12 or 13 years old, and steadily became more egregious over time. At first, Brown subjected Plaintiff to unnecessary and invasive strip searches, which he used as a pretext to fondle Plaintiff's genitals. From there, Brown's conduct escalated to digitally penetrating Plaintiff's anus multiple times. By cooperating with these assaults, Plaintiff was able to earn special privileges such as soda, cigarettes, and extra food. Eventually, when Plaintiff was only 13 years old, Brown anally raped him for the first time. It would not be the last. Brown anally raped Plaintiff on multiple occasions after that, and soon progressed to orally raping Plaintiff until he ejaculated into Plaintiff's mouth.

Brown and other staff members also physically assaulted Plaintiff on multiple occasions. On one such occasion, staff members Stephen Murphy and James Woodlock held Plaintiff down while Brad Asbury beat him until his head bled. Despite the fact that Plaintiff was bleeding profusely from his head as a result of the physical abuse, staff denied him medical treatment. Following the assault, Asbury told Plaintiff that if he did not follow Asbury's instructions, Asbury would beat him up again and rape him.

In addition to the foregoing, from the time Plaintiff was 11 to 13 years old, another YDC staff member known to Plaintiff as "Stephanie" watched Plaintiff as he showered naked. This was a violation of the facility's rules, which prohibited staff members monitoring minors of the opposite sex in the showers, but, on information and belief, these rules were routinely disregarded. The experience of having an older female watch him while he showered was deeply uncomfortable for Plaintiff as a young boy.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00274

JOHN DOE #314

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #314 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly



State Defendants sent Plaintiff to YDC where staff members Stephen Murphy, Jeffrey Buskey, Frank Davis, Tom Searles, Dick Brown, James Woodlock, and Brad Asbury physically beat Plaintiff at least a dozen times. After one such beating in which Woodlock kneed Plaintiff in the face, Searles mockingly told Plaintiff, "It'll be alright little fella." YDC staff locked Plaintiff in isolation or solitary confinement for days or weeks at a time without sufficient justification, during which Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education. All told, Plaintiff estimates he spent nine months of his time at YDC locked in solitary confinement.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00277

JOHN DOE #315

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SECOND AMENDED SHORT FORM COMPLAINT  
SUPPLEMENT TO MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #315 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Second Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this Second Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

State Defendants sent Plaintiff to YDC where staff members, including an individual known to Plaintiff as "Steve," physically abused Plaintiff, including multiple beatings in which they punched and kicked him. As a result of these assaults, Plaintiff sustained black eyes and bruised ribs. In addition, on multiple occasions, YDC staff forced Plaintiff, under threat and duress, to fight other YDC residents while naked and in the shower. YDC staff locked Plaintiff in isolation or solitary confinement for days at a time without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education. In periods of confinement, Plaintiff was denied the use of a bathroom and had to relieve himself in his room.

The physical abuse progressed to sexual abuse. After swimming, YDC staff bullied Plaintiff into touching himself in front of them. These incidents of sexual abuse progressed to Plaintiff having to touch YDC staff's genitals. Plaintiff was orally raped at least once a week by YDC staff. A YDC staff member known to Plaintiff as "Zalinsky" took Plaintiff from YDC grounds and would orally rape Plaintiff. In addition, YDC staff members took Plaintiff to an abandoned cottage on the YDC campus, where they orally raped him. Plaintiff was provided cigarettes by YDC staff in return for performing or receiving oral sex upstairs at Pinecrest Cottage, and YDC staff members would provide Plaintiff with marijuana and acid when taken off YDC campus.

In addition to the foregoing, a YDC staff member known to Plaintiff as "Woody" conducted unnecessary, unjustified, and intrusive strip searches where he would digitally penetrate Plaintiff's anus. YDC staff members conducted excessive unnecessary strip searches throughout the entirety of the Plaintiff's placement at YDC. During searches, YDC staff touched Plaintiff's buttocks and genitals. YDC staff members would watch Plaintiff while he was showering, and masturbated while watching Plaintiff and other residents fight while naked in the shower. While Plaintiff was working in the laundry room, YDC staff members pressed their genitals up against Plaintiff's backside.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00309

JOHN DOE #326

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #326 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

incorporated by reference to this First Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this First Amended Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Coös, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k. Plaintiff’s identity and date of birth have been filed **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1981.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1996 to 1998.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants sent Plaintiff to YDSU and, later, YDC. At both facilities, staff members physically abused Plaintiff, choking him on at least two occasions and beating him. Plaintiff's assailants included Stephen Murphy and James Woodlock. Staff members at both facilities also locked Plaintiff in isolation or solitary confinement for multiple days at a time without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State Defendants while Plaintiff was in the custody and under the control of State Defendants and

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00288

JOHN DOE #331

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #331 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants initially sent Plaintiff to ADC, where staff members beat him over twenty times under the pretext of "restraining" him. When State Defendants subsequently sent Plaintiff to YDC, these beatings intensified. Shortly after his arrival at YDC, staff members Jeff Buskey, James Woodlock, and Stephen Murphy, having heard of Plaintiff's reputation from ADC, administered a beating. Over the course of his time at YDC, Buskey, Woodlock, Murphy, Joe Peters, and other staff members beat Plaintiff over 200 times. At both ADC and YDC, staff members locked Plaintiff in isolation or solitary confinement for lengthy periods of time without justification. During some of these periods of isolation, staff denied him access to a bathroom; during all of them, he suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	



STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00297

JOHN DOE #336

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #336 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants sent Plaintiff to YDC, where staff members physically and emotionally abused him. Among other things, Brad Asbury punched Plaintiff in the ribs on multiple occasions, while another staff member known to Plaintiff as “Woody” pushed Plaintiff, kicked his chair, and was otherwise physically aggressive towards him. YDC staff members locked Plaintiff in isolation or solitary confinement for days at a time without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State Defendants while Plaintiff was in the custody and under the control of State Defendants and

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00300

JOHN DOE #337

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #337 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants sent Plaintiff to YDC, where staff members physically and sexually abused Plaintiff. On one occasion, Stephen Murphy, Brad Asbury, and a staff member known to Plaintiff as "Woody" beat Plaintiff badly and choked him until he was unconscious. After the beating, Plaintiff woke up in his cell naked. Plaintiff screamed for help and medical treatment. For two days, YDC staff members neglected Plaintiff and declined to give him medical attention. YDC staff also locked Plaintiff in isolation or solitary confinement for roughly half of the time that Plaintiff was in Defendants' custody without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00261

JOHN DOE #346

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #346 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants sent Plaintiff to YDC where, on multiple occasions, a staff member named Stephen Murphy grabbed Plaintiff's testicles; if Plaintiff pulled away or fought back, Murphy would claim Plaintiff was being "unruly" and punish him. YDC staff members including Murphy, Dick Croto, James Woodlock, and Gordon Thomas Searles physically abused Plaintiff on multiple occasions. On one occasion, Croto or Searles hit Plaintiff in the head with a radio, requiring medical attention; Plaintiff still bears a scar from this incident. On a separate occasion, Searles dragged Plaintiff down the hall and another YDC staff member kicked Plaintiff, because Plaintiff complained to his mother about YDC staff not sending her a letter Plaintiff wrote. YDC staff, including Woodlock, locked Plaintiff in isolation or solitary confinement for days or weeks at a time without justification, sometimes without clothing, during which Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including access to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00271

JOHN DOE #350

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #350 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants sent Plaintiff to YDC where staff members Jeffrey Buskey and Steven Murphy, acting individually and in concert, each attempted to sexually assault Plaintiff on multiple occasions. On one such occasion, Murphy held Plaintiff down on the bed while Buskey attempted to anally rape Plaintiff and told him to do what was "expected" or he would have a "long rough stay." During this assault, staff member James Woodlock came to the door and walked away. Eventually, Buskey and Murphy backed down due to Plaintiff's yelling and screaming. On two other occasions, Buskey attempted to orally rape Plaintiff while Plaintiff was hog-tied on the floor of his room. On yet another occasion, Buskey was masturbating himself and told Plaintiff he could do it the "hard way" or the "easy way"; when Plaintiff refused to engage in sexual activity with Buskey, Buskey physically beat him.

YDC staff, including Buskey, Murphy, Woodlock, Brad Asbury, Dick Brown, and individuals known to Plaintiff as Geno Murray and Dan Grey, also physically beat Plaintiff on numerous other occasions. Staff members used unnecessary and excessive force regularly when dealing with the residents as an intimidation tactic and to respond to any perceived disobedience. Staff members also used the threat of violence and other tactics to ensure that their abuse of children went undiscovered. In particular, if it was discovered that a resident told anyone about the abuse that was taking place at YDC, staff would take away that resident's phone calls and visits until he or she wrote a letter of apology "confessing" that the allegations of abuse had been a lie.

In addition to the foregoing, YDC staff locked Plaintiff in isolation or solitary confinement for multiple weeks at a time without sufficient justification, during which Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.



STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00282

JOHN DOE #354

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #354 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

State Defendants placed Plaintiff at YDC, where multiple staff members, including Brad Asbury, James Woodlock, and Stephen Murphy physically assaulted him. While a resident at YDC, Plaintiff suffered from a diagnosed mental health disorder that required medical treatment. Despite this diagnosis, staff locked Plaintiff in isolation or solitary confinement for up to six months at a time without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State Defendants while Plaintiff was in the custody and under the control of State Defendants and

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00343

JOHN DOE #372

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #372 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

incorporated by reference to this First Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this First Amended Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Hillsborough, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k. Plaintiff’s identity and date of birth have been filed **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1983.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1996 to 1999.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants sent Plaintiff to YDC. There, staff members physically and sexually assaulted him. Staff members Gordon Thomas Searles, James Woodlock, Tony Paquette, Lamont Hicks, and Dan Gray subjected Plaintiff to acts of physical abuse on multiple occasions, including choking Plaintiff to the point that he lost consciousness on several occasions. Staff also sexually abused Plaintiff during his time at the facility.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State Defendants while Plaintiff was in the custody and under the control of State Defendants and residing in the State Youth Facility or any other state-operated residential facility (the “Consolidated Claims”) as alleged in Paragraph 8 of this First Amended Short Form Complaint.

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00350

JOHN DOE #375

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #375 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

incorporated by reference to this First Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this First Amended Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Hillsborough, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k. Plaintiff’s identity and date of birth have been filed **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1977.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1995 to 1996.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants sent Plaintiff to YDC where agents and employees of State Defendants physically, sexually, and emotionally abused Plaintiff. For example, Plaintiff had to make several visits to an orthodontist while at YDC. A YDC staff member named Steven Murphy drove, with another YDC guard, James Woodlock, sitting in the back seat with Plaintiff. On two occasions, during the return drive, Woodlock forced Plaintiff to perform oral sex on him in the back seat. After Plaintiff had an unsuccessful escape attempt, Woodlock and Murphy tried to coerce Plaintiff into having sex. They threatened that, without their help, Plaintiff would be charged as an adult. When Plaintiff resisted these efforts, Woodlock and Murphy gave up and stopped driving Plaintiff. Plaintiff was also physically abused repeatedly while residing at King cottage. He was kicked by a guard. Plaintiff's ankle was also injured during a harsh restraint. Plaintiff was also choked to the point of losing consciousness. YDC staff also locked Plaintiff in isolation or solitary confinement for days at a time without justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including access to an education. For example, during the six weeks Plaintiff resided at King cottage, he was locked in isolation for approximately 30 days, during which time he received no education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants")



STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00356

JOHN DOE #378

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT SUPPLEMENT TO  
MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #378 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state's custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1994 to 1998.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants sent Plaintiff to YDC where YDC staff members terrorized Plaintiff, emotionally, physically, and sexually, over a period of years. YDC staff members known to Plaintiff as "Stephen Murphy" and "James Woodlock" sexually assaulted Plaintiff on multiple occasions. Murphy and Woodlock frequently assaulted Plaintiff in the check room. These assaults often started as restraining incidents that then turned into sexual assault. Other times, they would bring Plaintiff to his cell, falsely claiming that Plaintiff was "resisting." Once in his cell, Murphy and Woodlock forced Plaintiff to rub their penises. They also forced Plaintiff to perform oral sex on them and they raped him by anal penetration. Afterwards, they would bring Plaintiff a soda and tell him that he should not tell anyone about their encounters and that nobody would believe him anyway. On at least two occasions, a YDC supervisor known to Plaintiff as "Brad Asbury" joined Murphy and Woodlock in raping Plaintiff. A YDC staff member known to Plaintiff as "Mr. Koukla" or "Kouk" was also present and witnessed the rapes on at least three occasions. Whenever the altercations started to turn from "restraining" to rape, Mr. Koukla would leave.

A staff member known to Plaintiff as "Tommy Searles" frequently kept Plaintiff locked in another resident's cell while other residents were at school. Searles would come into the cell, sit on the bed with Plaintiff, and ask Plaintiff if he wanted to do "other stuff" rather than remain in the cell. Searles would call Plaintiff "Little Fella," rub Plaintiff's shoulders, and place Plaintiff's hands on his crotch. Searles would tell Plaintiff, "This is OK, it's between you and

me.” Searles would then force himself on Plaintiff. Afterwards, Searles would allow Plaintiff to go to the kitchen to have extra food and to watch TV until school was over. On certain occasions, Searles would grope and rub Plaintiff’s penis until Plaintiff ejaculated, and then would have Plaintiff work in the garden outside.

When Plaintiff applied to get a job outside YDC, a staff member known to Plaintiff as Lou Poulette invited Plaintiff to his office and asked Plaintiff how badly he wanted the job. When Plaintiff answered that he really wanted the job, Poulette closed the office door and told Plaintiff he suspected Plaintiff had "dip" (chewing tobacco) and was going to search Plaintiff’s person for contraband. Poulette strip-searched Plaintiff, taking Plaintiff’s clothing and forcing Plaintiff to turn around and spread his butt cheeks. Poulette then falsely claimed he found chewing tobacco and stated that Plaintiff would not be able to get an outside job. Plaintiff responded that the chewing tobacco was not his and Poulette responded that "nobody will believe you." Poulette then said, “We can work this out.” Poulette told Plaintiff to bend over the desk. Plaintiff began crying as Poulette raped him. When he was done, Poulette told Plaintiff that he would approve Plaintiff’s application for an outside job, but that “this is our little secret and at any time it can be taken away.”

Another YDC staff member named Dick Brown liked to physically assault Plaintiff. He would frequently come to Plaintiff’s cell and provoke him. Brown would then enter the cell and overpower Plaintiff and restrain Plaintiff in painful ways. He would also punch Plaintiff, making Plaintiff feel like he was a human punching bag.

YDC staff members frequently strip-searched Plaintiff and other residents without justification. On one occasion, YDC staff forced Plaintiff to strip naked and perform “jumping jacks.” YDC staff also frequently locked Plaintiff in isolation. Because he obtained his GED at age 15, he was often locked in his cell during the school day. Plaintiff believes he spent approximately half of his time at YDC locked in isolation, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

State Defendants also sent Plaintiff to YDSU where YDSU staff physically and emotionally abused Plaintiff. YDSU staff members frequently beat Plaintiff and locked Plaintiff in isolation or solitary confinement without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00364

JOHN DOE #382

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SECOND AMENDED SHORT FORM COMPLAINT  
SUPPLEMENT TO MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #382 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, submits this “Second Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this Second Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state's custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1994 to 1995.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants sent Plaintiff to YDSU in 1994 for around two to three months. A YDSU staff member known to Plaintiff as "Bill," an African-American man who was about 45 to 50 years old, along with another male staff member, beat Plaintiff while restraining him on about five occasions. Bill would press his entire body weight on top of Plaintiff's 95-pound frame and twist Plaintiff's arms behind his back. Meanwhile, the other staff member would lock Plaintiff's arms by grabbing him at his arm pits. During one restraint, while Bill was sitting on Plaintiff and pressing his weight onto Plaintiff's body, Bill put his arm around Plaintiff's neck in a strangulation hold. Plaintiff struggled to breathe and eventually lost consciousness. Before passing out, Plaintiff screamed, "I can't breathe," but Bill responded, "If you are yelling at me, then you can breathe." Another time, Plaintiff heard a cracking noise while being restrained and his neck was sore afterward. On another occasion, Plaintiff's head struck the floor when Bill shoved Plaintiff down, causing Plaintiff to suffer two black eyes. During other restraints, Bill laid on top of Plaintiff for a long time and applied force to pressure points on Plaintiff's back and neck, while the other staff member assisted in holding Plaintiff down. These restraints were extremely painful and always left Plaintiff with bruised knees and elbows. The restraints generally occurred in the TV room, the room near the TV room, and close to the "bubble" where staff members sat. Other residents and staff members saw Bill and the other staff member physically abuse Plaintiff, and Plaintiff saw Bill assault other residents in the same way. Plaintiff did not attend school at YDSU. Staff also locked Plaintiff in isolation or solitary confinement

for days at a time without justification. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

State Defendants sent Plaintiff to YDC in January 1997 for about six months. One time, in the upstairs hallway of East Cottage, a staff member known to Plaintiff as “Woody,” along with another male staff member, physically assaulted Plaintiff in response to something Plaintiff said. The male staff member put Plaintiff in a chokehold with his arms around Plaintiff’s neck, while Woody pulled Plaintiff’s arms behind his back. The male staff member kept applying pressure to Plaintiff’s neck with his arm, making it difficult for Plaintiff to breathe. As the restraint continued and Plaintiff struggled to breathe, an audible “pop” came from Plaintiff’s shoulder. Woody and the other staff member no doubt heard the pop because they began to ease off Plaintiff’s body. Another YDC staff member known to Plaintiff as “Stephanie” came over and the three staff members concluded that Plaintiff’s shoulder was dislocated. They tried to reset Plaintiff’s shoulder by telling him to “let your shoulder loose” and then tried to pop it back into place with their hands. Plaintiff felt excruciating pain in his shoulder, as well as pain in his collar bone. Woody did not allow Plaintiff to receive any medical attention. Instead, Stephanie and her husband “Mark” (who drove a Jeep Cherokee) took a pillowcase and filled it with pool balls and tied it around Plaintiff’s wrist to add weight to Plaintiff’s arm and try to pop his shoulder back into place. Staff then put Plaintiff in solitary confinement for multiple days. Although the staff members claimed they were keeping Plaintiff in solitary confinement to let his shoulder heal, the real reason was to prevent others from seeing Plaintiff’s injury. The room in which they confined Plaintiff was so hot that Plaintiff suffered heat rashes; there was no air conditioning and the windows did not open. Plaintiff’s shoulder muscles never fully healed and, to this day, he cannot lift his arm above his shoulder.

Another time in East Cottage, two YDC residents attacked Plaintiff in the stairwell at school. They pushed Plaintiff to the ground and stepped on his head, leaving a shoe imprint and bruising on Plaintiff’s face and head for two weeks. Plaintiff was sent to Elliot Optima Health for medical treatment. He could not see straight after the attack and was diagnosed with a concussion. Afterward, YDC staff confined Plaintiff in King Cottage. There was inadequate staff supervision at the school, which allowed the two residents to violently assault Plaintiff.

YDC staff watched Plaintiff and other residents strip naked and shower every day Plaintiff was at YDC. Staff members would sit in a white plastic chair in the shower area and

watch Plaintiff shower. Woody was one of the staff members who did so. On about five or six occasions, YDC staff locked Plaintiff in isolation or solitary confinement for days at a time without justification. Staff often denied Plaintiff access to the bathroom during these periods, forcing Plaintiff to hold his urine and feces for so long that he could not stand up straight. Around a dozen times, Plaintiff was forced to relieve himself by urinating or defecating on the floor of his room. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
<b>X</b>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

	Not applicable (no private placement)
<b>X</b>	State Defendants sent Plaintiff to Eckerd’s Camp E-Toh-Anee in 1995, where he remained for about 11 months. Eckerd staff members physically abused Plaintiff many times. A staff member known to Plaintiff as “Chief Brian” violently beat Plaintiff while restraining him on about ten occasions. Plaintiff was also beaten around ten times by a staff member known to him as “Chief Mark.” A staff member known to Plaintiff as “Chief Jeff,” who Plaintiff

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00924

JOHN DOE #407

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #407 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.



## **PARTIES**

2. Plaintiff is an individual who is a resident of the State of «STATE», County of «COUNTY», and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k, and as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<input checked="" type="checkbox"/>	No additional Defendants.
<input type="checkbox"/>	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”: N/A.

## **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1981.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1994 to 1998.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants sent Plaintiff to YDC in or about 1994 and Plaintiff would reside there for approximately the next 3 ½ years, during which time he was repeatedly abused by staff. Plaintiff
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first lived in East Cottage, where he was physically abused by staff known to Plaintiff as “Woody,” “Murphy,” “Geno,” and “Mr. Asbury.” These men violently restrained Plaintiff with regularity, and frequently beat Plaintiff while restraining him. Woody administered over a dozen such beatings, while Murphy administered over ½ dozen. Geno usually witnessed these beatings, watching the door. Mr. Asbury, who was the East Cottage house director also witnessed these beatings. On at least two occasions, Mr. Asbury also dropped his knee on Plaintiff’s back while Plaintiff was prone on the floor. On one occasion, Plaintiff was stripped naked during the assault and punched repeatedly in the testicles. Plaintiff’s groin became swollen and he had a stomach ache for a week after that. These beatings also caused Plaintiff to have black eyes, split lips, cuts on his wrists from handcuffs, and painful bruised ribs. During his time in East Cottage, staff also coerced Plaintiff to “jump” (beat up) a fellow resident who had been labeled a sex offender. Also during this period, YDC staff locked Plaintiff in isolation or solitary confinement on several occasions, almost always for multiple days at a time, sometimes as long as five days at a time. The conditions in solitary were horrendous, as the walls were covered in feces and ejaculate. After Plaintiff was moved to Spaulding Cottage, staff again coerced him to attack other residents. In particular, Plaintiff was forced to “donkey kick” other residents in the showers by hanging onto the shower bar. While at Spaulding, Plaintiff was once locked in isolation for five days straight. Next, Plaintiff was moved to Stark, where Plaintiff was locked in isolation for two days. After that he was moved to King Cottage, where the abuse intensified again. As had happened at East Cottage, Plaintiff was frequently beaten while being restrained. Staff members known to Plaintiff as “Lamont” and “Wes” beat Plaintiff more than a dozen times each. Staff members known to Plaintiff as “Frank” and “Tom Searles” also beat Plaintiff while he was being restrained on multiple occasions. Again Plaintiff suffered black eyes, split lips, cuts from handcuffs, and bruised ribs. Again, Plaintiff was locked in isolation and solitary confinement. YDC staff locked Plaintiff in solitary confinement on over a dozen separate occasions, usually for approximately three days per stint. However, staff also locked him in solitary for two-week or longer stints on multiple occasions. One time, Plaintiff was locked in solitary for approximately six weeks. Staff also locked Plaintiff in isolation in his cell on several occasions. Usually these confinements lasted for over a week at a time. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00713

JOHN DOE #414

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #414 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.

## **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Hillsborough, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k and, as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

## **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1985.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 2000 to 2003.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

During Plaintiff’s stay at YDC, James Woodlock, Brad Asbury, and Lou Poulette each fondled Plaintiff’s genitals on multiple occasions, while Asbury also digitally penetrated Plaintiff’s anus. A female agent or employee of State Defendants known to Plaintiff as "Pam" forced Plaintiff to
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masturbate as she watched through his cell window on multiple occasions. Woodlock, Asbury, Poulette, and other agents or employees of State Defendants also physically beat Plaintiff on dozens of occasions, including beating him while he was already restrained. State Youth Facility staff members forced Plaintiff to fight other residents at both YDC and YDSU. On some occasions, Plaintiff was forced to fight other residents for food. State Youth Facility staff members at both YDC and YDSU locked Plaintiff in isolation or solitary confinement for days at a time on multiple occasions without sufficient justification, during which time he suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education, and basic necessities.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00731

JOHN DOE #434

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT  
SUPPLEMENT TO MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #434 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, submits this First Amended Short Form Complaint, which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this First Amended Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state's custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1995.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

In or around April 1995, State Defendants sent Plaintiff to ADC for about one month. Staff members subjected Plaintiff to an unnecessary strip search upon his arrival. Plaintiff spent most of his time at ADC locked in isolation for 10 to 20 hours a day. On at least one occasion, Plaintiff was locked in isolation for nearly a week. Plaintiff experienced emotional trauma during these periods of isolation and was deprived of statutorily guaranteed rights.

In or around September 1995, State Defendants sent Plaintiff to YDC for about four to six months. At YDC, staff members forced Plaintiff to fight with other residents for entertainment. They also allowed other residents to attack and beat Plaintiff. For example, Plaintiff was physically assaulted by a resident named "Jon." Before Jon attacked Plaintiff, he looked at a YDC staff member known to Plaintiff as "Shaq," who nodded at Jon as a sign of his consent to the attack. Staff members eventually intervened in the fight and separated Jon and Plaintiff. After doing so, they dragged Plaintiff back to his room, made Plaintiff remove all his clothes, lifted Plaintiff's genitals and spread his buttocks with their own hands. The next day, two or three staff members came to Plaintiff's room with a male nurse, ostensibly to check on Plaintiff's injuries from Jon's attack. After the nurse checked Plaintiff's face and ribs, he told Plaintiff to bend over. The nurse then penetrated Plaintiff's anus with two fingers, claiming he was checking Plaintiff's prostate. Plaintiff was then locked in isolation in his room for the next ten days.

Several YDC staff members regularly targeted Plaintiff for beatings. All told, Plaintiff received dozens of beatings by multiple YDC staffers, including those known to Plaintiff as “Woody,” “Lamont,” “Tom,” and “Shaq.” YDC staff also subjected Plaintiff to three to four strip searches each week. For each search, Plaintiff was forced to remove all his clothes, bend over, cough, and squat. Plaintiff was also regularly locked in isolation while at YDC, including for one period that lasted more than a week. During solitary confinement, Plaintiff was often forced to wear nothing but his boxer shorts. Staff also withheld bathroom breaks from Plaintiff while he was locked in isolation, forcing Plaintiff to painfully hold his bladder and bowels. Several times Plaintiff had to urinate in the corner of his room and defecate in a towel because he could no longer wait to be taken to the bathroom. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
<b>X</b>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

	Not applicable (no private placement)
<b>X</b>	State Defendants sent Plaintiff to Eckerd when he was about 12 years old. He remained at Eckerd for around 12 to 16 months. Plaintiff was placed in both the Arapahos



STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00739

JOHN DOE #447

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #447 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.

## **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Merrimack, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k and, as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

## **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1976.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1989 to 1994.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff was physically abused multiple times while he was detained at the Tobey School. A staff member known to Plaintiff as "Perry" beat him on several occasions after putting him in restraints. On more than a dozen occasions, Plaintiff was locked in isolation in the "time out"
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room for a week or longer each time. While a resident of YDC, Plaintiff was physically abused by a number of staff members. When Plaintiff refused a strip search, Dick Brown punched and kneed Plaintiff. Another YDC staffer known to Plaintiff as "Woody" pushed, smacked, and tripped Plaintiff on multiple occasions. Plaintiff reported physical abuse to YDC supervisors but they did not believe him. Frank Davis once dislocated Plaintiff's shoulder and other other occasions Davis pushed Plaintiff down stairs and applied pain by utilizing pressure points. One time, after being caught being AWOL, Plaintiff was made to stand in his underwear in front of staff. During periods Plaintiff was locked in isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00758

JOHN DOE #476

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #476 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.

A YDC staffer named Jim Woodlock was one of Plaintiff's primary tormentors. Woodlock generally pushed Plaintiff around and picked on Plaintiff and made derisive comments about the size of his penis. Abuse talk and constant mocking was a daily burden. After Plaintiff was transferred to a new cottage, his first day there a staff member known to Plaintiff as "Joe" smashed a pool stick over Plaintiff's back. Staff locked Plaintiff in his room for 2 weeks while the bruises healed. Plaintiff felt like he was losing his mind while in isolation. At other times during his time at YDC, staff locked Plaintiff in isolation for weeks at a time (sometimes maybe even months at a time). These confinements were not justified and no reason was provided. When not in isolation, Plaintiff often had to walk to school in handcuffs and shackles. But Plaintiff experience very little school while at YDC. Plaintiff was also the victim of consistent physical violence, including dozens of beatings, and he was also sexually abused while at YDC. During the periods Plaintiff was locked in isolation, he suffered emotional trauma and was denied access to statutorily guaranteed rights. Plaintiff suffers depression and anxiety to this day that he attributes to abuse at YDC.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="checked" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00776

JOHN DOE #490

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #490 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.

## **PARTIES**

2. Plaintiff is an individual who is a resident of the State of Massachusetts, County of Middlesex, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k, and as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<input checked="" type="checkbox"/>	No additional Defendants.
<input type="checkbox"/>	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

## **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1982.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1996 to 1999.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

While Plaintiff was at YDC, State Youth Facility staff members physically assaulted Plaintiff on dozens of occasions, brutally beating him. These staff members included, but were not limited to, individuals known to Plaintiff as “George,” “Buskey,” “Dan,” “Tim Brown,”
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“Woody,” and “Murphy.” On one occasion shortly after Plaintiff’s arrival at YDC, George, Buskey, and Dan choked Plaintiff, slammed him to the ground, threw him into a cell, and made Plaintiff, whose mother is not a native English speaker, pledge allegiance to the American flag. Multiple other State Youth Facility staff members knew of, witnessed, and even encouraged this abuse, but did nothing to stop it. The abuse continued even after Plaintiff reported it to his case worker. At both YDC and YSU, State Youth Facility staff members locked Plaintiff in isolation or solitary confinement for days at a time without sufficient justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	



STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00788

JOHN DOE #497

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #497 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.

## **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Merrimack, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k, and as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<input checked="" type="checkbox"/>	No additional Defendants.
<input type="checkbox"/>	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

## **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1977.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1993 to 1995.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

From Plaintiff’s very first day in state custody, State Youth Facility staff members repeatedly sexually and physically assaulted him. On his first day at YDSU (then known as ADC), Plaintiff was beaten by two State Youth Facility staff members. Later, at YDC, the abuse only
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intensified. State Youth Facility staff members known to Plaintiff as “Woody” and “Coach Z” sexually assaulted Plaintiff on multiple occasions, manually and orally stimulating Plaintiff, orally raping him, and forcing or coercing Plaintiff to manually stimulate them. “Woody” threatened Plaintiff that if he did not comply, he would take away Plaintiff’s family visits. On dozens of occasions, Plaintiff was also physically assaulted by “Woody” and other State Youth Facility staff members, including individuals known to Plaintiff as Dick Croto, “Al,” Dick Brown, Eric Olsen, “the enforcer,” Frank Davis, Sam Baker, and Steve Searles. They beat him, punched him, slapped him, and choked him to the point of unconsciousness. Plaintiff sustained severe injuries from these assaults, including bruised or broken ribs, dislocated arms, and pulled muscles. At both YDSU and YDC, staff members locked Plaintiff in isolation or solitary confinement for days at a time without sufficient justification on multiple occasions, during which Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<input checked="" type="checkbox"/>	Not applicable (no private placement)
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STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00835

JOHN DOE #537

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #537 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.

## **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Merrimack, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k, and as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

## **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1974.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1992.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

State Defendants held Plaintiff in custody at ADC and YDC. Plaintiff was abused at both facilities. While Plaintiff was housed at Spaulding cottage at YDC, individuals known to Plaintiff as "Dick Croto" and "Ken" physically abused him on multiple occasions, including
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beating Plaintiff while in restraints, as a result of which he sustained sore ribs and bumps on his head. While Plaintiff was housed at Pinecrest, individual known to Plaintiff as "Woody" forced Plaintiff to perform oral sex on him on at least one occasion and also forcibly performed oral sex on Plaintiff on at least one occasion. An individual known to Plaintiff as "Coach Z" forced Plaintiff to get naked in the pool at Pinecrest on at least one occasion. On at least two occasions, an unknown staff member forced Plaintiff to shower naked in the open and slapped Plaintiff's ass while he was showering. State Youth Facility staff locked Plaintiff in isolation or solitary confinement for weeks at a time without justification, during which time Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights. During the approximately three weeks Plaintiff was at ADC, Plaintiff was physically abused on several occasions, including being beat while in restraints on at least one occasion, and he received no schooling whatsoever.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2022-CV-00994

JOHN DOE #549

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE NO. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #549 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Merrimack County, and as may be amended in the future, is expressly

incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of Oregon, County of Lane, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k and, as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

	No additional Defendants.
<b>X</b>	<p>Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:</p> <p>Defendant Institute for Family and Life Learning ("IFLL") was a nonprofit corporation incorporated under Massachusetts law with a principal place of business at 78 Liberty Street, Danvers, Massachusetts 01923. Before its dissolution in 2012, IFLL served as a residential school for children. At all times relevant to this complaint, IFLL was paid under contract with the State of New Hampshire to provide, on behalf of the state and as an agent of the state, residential treatment and related services to children under the custody and control of the state.</p> <p>Defendant NFI North, Inc. (“NFI”) is a nonprofit corporation incorporated under New Hampshire law that operates group homes for at-risk children and people with mental illness with a principal place of business at 40 Park Lane, Contoocook, New Hampshire 03229. NFI has operated several programs providing residential treatment services to at-risk children, including North Country Shelter, the Midway Shelter in Bradford, New Hampshire, Beacon House in Buxton, Maine, Oliver Place in Bath, Maine, Sidney Riverbend in Augusta, Maine, Summit View in Bangor, Maine, and Bridge Crossing, in Bridgton, Maine among others. At all times relevant to this complaint, NFI was paid under</p>



contract with the State of New Hampshire to provide, on behalf of the state and as an agent of the state, residential treatment and related services to children under the custody and control of the state.

Defendant Nashua Children's Home ("NCH") is a nonprofit corporation incorporated under New Hampshire law that provides residential treatment and educational services for children with a principal place of business at 125 Amherst Street, Nashua, New Hampshire, 03064. NCH has operated a residential treatment facility in Nashua, New Hampshire. At all times relevant to this complaint, NCH was paid under contract with the State of New Hampshire to provide, on behalf of the state and as a agent of the state, a secure residential placement and related services to children under the custody and control of the state.

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1988.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state's custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 2001 to 2005.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

a. Plaintiff was one of five siblings in an impoverished household. His father was absent. His mother, overwhelmed by life and young children without help, became addicted to substances and neglected her children.

- b. Plaintiff entered foster care at approximately age three. He was highly intelligent and an “A” student in school in his younger years. He was abused and neglected in foster care and his mental health began to decline. He was diagnosed with ADHD, depression, and panic/anxiety disorder. By age 12, his mother had effectively abandoned him, and he was placed on juvenile probation for skipping school and other misconduct.
- c. After several short placements, State Defendants placed Plaintiff at YDC at approximately 12 years of age. He spent approximately three and a half years total at YDC in several different placements.
- d. Within a short time, Plaintiff attracted the attention of YDC staffer Lou Poulette, who targeted him for sexual abuse. Poulette started by grabbing Plaintiff’s buttocks and quickly progressed to more severe abuse. Plaintiff was extremely lonely and anxious at YDC. Poulette would tell him that he, Poulette, was his “only friend,” and “cared about him.”
- e. Before long, Poulette took Plaintiff into his office and forced Plaintiff to orally copulate Poulette. This occurred approximately 15 to 18 times during Plaintiff’s first stay at YDC, and approximately 30 to 36 times during his second stay. Poulette also performed oral sex on Plaintiff approximately 10 to 12 times during Plaintiff’s first stay at YDC, and as many as three dozen times in the second stay.
- f. Poulette also anally raped Plaintiff approximately two dozen times over both stays at YDC. Poulette warned Plaintiff never to tell anyone about the abuse, or he would never see his mother or be released from YDC. Plaintiff believed him, because Poulette had complete power over him.
- g. Several staff guarded the door while Poulette sexually abused Plaintiff. One, James Woodlock, stood and watched about half the time Poulette sexually abused Plaintiff. Another staffer with gelled hair and a pock-marked face held Plaintiff down during the abuse on numerous occasions.
- h. Plaintiff experienced anal tearing multiple times as a result of the rapes. Several times, nurses treated him at the facility for anal pain. Plaintiff was treated several times at local hospitals and given stitches in his anal region. He was accompanied by YDC staff and hence did not dare disclose the true source of the anal tearing.
- i. Plaintiff was also beaten severely by Poulette and other staff approximately six to seven times. The beatings resulted in black eyes, bruises, and a broken hand. During one occasion, he was

punched so hard in the stomach that he vomited immediately. On several of these beatings, James Woodlock guarded the door as look-out.

j. Staff, including Poulette, at times directed other, larger residents to beat Plaintiff. One such beating resulted in a broken nose.

k. Plaintiff was also sexually abused by a youth pastor at YDC named “Rob.” Woodlock had introduced Plaintiff to Rob. Rob would take Plaintiff to church, or to a gym he owned with a rock-climbing wall, or to his office. On the way to, or at the location, Rob would masturbate Plaintiff or perform oral or anal sex on him. Rob also provided Plaintiff to a friend of his, who engaged in oral and anal sex with Plaintiff numerous times.

l. Plaintiff was also held in solitary confinement for periods of five to nine days on three to four occasions, and for 12 days on one occasion.

m. As a result of this abuse, Plaintiff attempted to commit suicide, but was resuscitated.

#### **Plaintiff’s Slashed Wrists**



n. Plaintiff was discharged from YDC to the Nashua Children’s Home. While there, he attended Nashua High School. He confided to the football coach that he had been abused at YDC. The football coach reported the abuse to YDC, which sent probation officer James Woodlock to speak with the coach. Woodlock lied to the coach, saying the abuse allegations were investigated and found not to have happened. Woodlock then sent Plaintiff back to YDC.

o. Plaintiff was also sexually abused extensively by a woman staffer at the Youth Facility. She had brown hair. She would often approach him within a day or two of abuse by Poulette, check on him, comfort him – like a mother. He told her about the abuse by Poulette. The woman soothed him, told him that it was “bad dreams,” that it “didn’t happen” or “was all in his head.” Eventually, the relationship evolved from “mothering” to sexual. She began to masturbate Plaintiff, which occurred dozens of times; then performed fellatio on him, totaling several dozen times. Eventually, she had him perform oral sex on her as many as 10 times, and vaginal penetration more than a dozen times.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
<b>X</b>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

	Not applicable (no private placement)
<b>X</b>	State Defendants sent Plaintiff to the IFFL where a staff member known to Plaintiff as “Jan” whipped him with a towel on several occasions, as a result of which Plaintiff sustained permanent marks on his back. “Jan” also forced Plaintiff to perform degrading tasks, such as washing the kitchen floor with a toothbrush. Staff locked Plaintiff in isolation or solitary confinement for days at a time without sufficient justification, during which time

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2022-CV-01147

JOHN DOE #586

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #586 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state's custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1993 to 1998.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff was molested as a child, in connection with his participation in a Cub Scouts group. Plaintiff also came from a broken home – his parents were divorced, he was shuttled between their homes as a child, and his father was an alcoholic. Plaintiff entered the juvenile justice system following a Child in Need of Services (CHINS) adjudication that was brought because Plaintiff was acting out and running away from home.

Plaintiff's first placement was at ADC in or around 1993 for approximately six to twelve months. ADC staff subjected Plaintiff to multiple excessive strip searches that were performed without justification and unreasonably invaded his privacy. There was also at least one incident of sexual abuse involving the night staff at ADC. This included at least one night staff member fondling Plaintiff while he showered, taking Plaintiff to the basement via an elevator, taking Plaintiff through the tunnels in the basement, and anally raping him there. Two or three ADC staff members also restrained Plaintiff and beat him on several occasions. As a result of this physical abuse, Plaintiff sustained bruises, injuries to his shoulders, and a split lip on multiple occasions. On at least half a dozen occasions, ADC staff locked Plaintiff in isolation or solitary confinement for approximately three to four days straight without justification. During this isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

In or around 1996, State Defendants sent Plaintiff to YDC and kept him there for approximately two to three years, until in or around 1998. YDC staff subjected Plaintiff to

multiple excessive strip searches that were performed without justification and unreasonably invaded his privacy. A YDC staff member known to Plaintiff as “Buskey” anally raped Plaintiff in his room on approximately a dozen occasions. Once Buskey was done raping Plaintiff, another staff member known to Plaintiff as “Murphy” would come into the room and anally rape Plaintiff. Murphy’s abuse occurred on approximately a dozen occasions. Another staff member known to Plaintiff as “Asbury” would sit on a chair in the bathroom and take Polaroid photographs of Plaintiff naked while he showered. Asbury took at least two photographs – one of Plaintiff showering naked and one of Plaintiff bending over.

YDC staff members also physically abused Plaintiff. For example, a staff member known to Plaintiff as “Kookla” threw basketballs at Plaintiff’s face on at least one occasion. On multiple occasions, Buskey, Asbury, Murphy, and another staff member known to Plaintiff as “Woody” restrained Plaintiff and beat him. As a result of this physical abuse, Plaintiff suffered bruising, swollen lips, and black eyes. On at least half a dozen occasions, YDC staff locked Plaintiff in isolation or solitary confinement for approximately three to five days straight without justification. During this isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

YDC staff subsequently held Plaintiff in another cottage, where he spent the majority of his time detained at YDC. While Plaintiff was held there, staff member Lou Poulette caught him with cigarettes and used that to blackmail him. Poulette came to Plaintiff’s room, stripped him out, masturbated him, and performed oral sex on him on at least one occasion. YDC staff in this cottage also subjected Plaintiff to multiple excessive strip searches that were performed without justification and unreasonably invaded his privacy. On over a dozen occasions, YDC staff members Joe Peters, Robbie Young, Steve Phillipotte, and Tony LaForge restrained Plaintiff and beat him. As a result of this physical abuse, Plaintiff sustained bruising and a black eye. YDC staff routinely locked Plaintiff in isolation or solitary confinement for several days straight without justification. During this isolation, staff deprived Plaintiff of a mattress, and he suffered emotional trauma and was denied access to statutorily guaranteed rights.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00017

JOHN DOE #596

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

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**FIRST AMENDED SHORT FORM COMPLAINT  
SUPPLEMENT TO MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #596 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Pursuant to the Court’s Orders of February 18, 2022, and July 6, 2022, Plaintiff files this First Amended Short Form Complaint, which, together with the Master Complaint filed on the lead docket in *Meehan*, supersedes and amends Plaintiff’s Complaint, and sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly



incorporated by reference to this First Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this First Amended Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Hillsborough, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k. Plaintiff’s identity and date of birth have been filed **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1984.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1999 and 2001 to 2002.

7. In or about the time period(s) identified in paragraph 6, State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth

Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff was a victim of sexual abuse at the age of 12 when a friend of Plaintiff's parents molested him a number of times over a month. Plaintiff was called a liar when he reported this abuse. As a teenager, Plaintiff had anger issues and got into fights at school. State Defendants shuttled Plaintiff to a number of group homes, including the Midway Shelter and Webster House. After his release from Webster House, Plaintiff violated probation and State Defendants thereafter sent Plaintiff to YDC at approximately age 16. Plaintiff was at YDC from approximately 2000 until he aged out in 2001, during which time he was subjected to sexual abuse, physical abuse, and verbal abuse by YDC staff.

For example, while Plaintiff was residing in Spaulding Cottage, a YDC staff member (light-skinned, Caucasian man with brown or dirty blonde hair) targeted Plaintiff physically, verbally, and sexually. Plaintiff believes the man's name may be "Lucien." Lucien called Plaintiff a "tough guy" and apparently was fixated on proving to Plaintiff that he was not so tough. He would come into Plaintiff's cell every day he worked and threaten him, taunt him, and push and smack him around. Lucien repeatedly told Plaintiff he would extend Plaintiff's sentence at YDC if he resisted or reported anything.

Lucien would also come into Plaintiff's room at night, after lockdown, during which time he would touch Plaintiff's genitals, sometimes over clothes or under clothes. Sometimes he would also force Plaintiff to strip or would force Plaintiff to touch Lucien's genitals. Lucien started coming into Plaintiff's room regularly at night, several times every week the entire time Plaintiff lived at Spaulding Cottage (approximately six or seven months). During these visits he would rub Plaintiff's back, arm, and groin, before putting his hand into Plaintiff's underwear to manipulate his penis and stroke his testicles. Lucien masturbated Plaintiff in this way.

Lucien's helper was a man named "Woodlock." Woodlock would stand guard outside Plaintiff's room or would sometimes restrain Plaintiff while Lucien was touching him. Sometimes, approximately once every couple weeks, Lucien and Woodlock would attempt to penetrate Plaintiff anally, sometimes with a broom and other times with Lucien's penis. On two occasions, Woodlock succeeded in sodomizing Plaintiff with the broom. The men also made Plaintiff perform oral sex on them, playing with their penises while they orally raped him. When

they were abusing Plaintiff, Lucien and Woodlock would taunt him, calling Plaintiff a “little bitch,” and stating that he is “not so tough now.” Lucien repeatedly warned that if Plaintiff resisted or reported the abuse, his time in YDC would be lengthened or he would be sent to the Valley Street jail. Plaintiff, believing these threats, did not report the abuse.

Plaintiff was also physically abused during the time he lived in King Cottage. Staff members violently restrained him on multiple occasions. The most violent incident occurred one day during head count at King Cottage. Plaintiff was resting his head against the window. The staffer taking count struck the window and Plaintiff responded by calling the staffer a name. Later that day, three staff entered Plaintiff’s cell and forcefully restrained him, including twisting his arms behind his back, kneeling on his back, and pushing on painful pressure points.

Plaintiff was also frequently locked in isolation or solitary confinement while at YDC. For example, Plaintiff was locked in solitary confinement the entire time he was confined to King Cottage. During the time, Plaintiff was locked in isolation for at least 23 hours a day, being let out for only one hour each day. But some days he would not be let out at all. His longest continuous stretch locked in isolation was approximately 72 hours. While he was confined at Spaulding Cottage, Plaintiff was not locked in solitary, but he was often locked in isolation in his room for a full day. During these days he was not allowed to go to school. These periods of isolation caused Plaintiff emotional trauma and denied him of his statutorily guaranteed rights.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”)

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00038

JOHN DOE #604

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE NO. 217-2020-CV-00026**

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**FIRST AMENDED SHORT FORM COMPLAINT  
SUPPLEMENT TO MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #604 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

state, a secure residential placement and related services to children under the custody and control of the state.

Defendant Mount Prospect Academy, Inc. (“Mount Prospect”) is a nonprofit corporation incorporated under New Hampshire law for the education of adolescent youth and other charitable causes with a principal place of business at 350 Main Street, Plymouth, New Hampshire 03264. Mount Prospect has operated several facilities providing services to children under various trade names, including Becket Family of Services, Becket House, Vermont School for Girls, Solid Foundations, Project Connect, Ashuelot Valley Academy, Squamscott River Academy, MPA at Pike, and MPA at Campton, among others. At all times relevant to this complaint, Mount Prospect was paid under contract with the State of New Hampshire to provide, on behalf of the state and as an agent of the state, a secure residential placement and related services to children under the custody and control of the state.

#### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1982.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1995 to 1999.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

In or around 1998 and/or 1999, State Defendants detained Plaintiff at YDC for approximately six months. Multiple times per week, YDC staff subjected Plaintiff to multiple excessive strip

searches that were performed without justification and unreasonably invaded his privacy. Plaintiff also suffered physical abuse at the hands of YDC staff, including individuals known to him as “Dan Gray” and “Woody.” On at least one occasion, Gray dragged Plaintiff up a flight of stairs, put his forearm to Plaintiff’s throat, and lifted Plaintiff up by his throat. Plaintiff was badly bruised as a result of this physical assault, and afterwards Gray locked Plaintiff in a cell and kept him out of school. Woody’s abuse of Plaintiff included slamming Plaintiff into his cell walls on multiple occasions. YDC staff locked Plaintiff in isolation or solitary confinement for weeks at a time without justification. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
<b>X</b>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

	Not applicable (no private placement)
<b>X</b>	In or around 1997, State Defendants sent Plaintiff to Becket School (a trade name utilized by Pike) for approximately 18 months. While Plaintiff was detained there, staff subjected him to over 100 excessive strip searches that were performed without justification and

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00071

JOHN DOE #631

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #631 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

	provide, on behalf of the state and as an agent of the state, residential treatment and related services to children under the custody and control of the state.
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### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1987.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state's custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 2000 to 2004.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Prior to entering the juvenile justice system, Plaintiff was raised in a broken home and food insecurity was the norm for his family. Plaintiff's parents divorced and he and his siblings lived with their mother. Plaintiff's father suffered from alcoholism during that time. Plaintiff's mother did not work or do anything to provide food for her children, including Plaintiff.

In or around 2000, on at least two separate occasions, State Defendants sent Plaintiff to YDSU where staff members physically and emotionally abused him. Staff members routinely put Plaintiff in physical restraints without sufficient justification. While in restraints, staff members isolated Plaintiff in a single cell for hours or days at a time. During these periods of time, Plaintiff was only clothed in his underwear and was not permitted to leave his cell to use the bathroom. Plaintiff was forced to defecate and urinate in his own cell. On numerous occasions, a group of staff members would enter Plaintiff's cell and beat him while he was restrained. Plaintiff recalls a time when YDSU staff kept him in solitary for over one week. During that period of isolation, the staff would taunt him and coax him to commit suicide. While



Plaintiff was restrained in isolation, he was denied access to his statutorily guaranteed rights, such as the right to an education. There were also dozens of occasions when three or four YDSU male staff would attack Plaintiff and smash his body into the floor. There was a period of time when Plaintiff was put on security watch because he physically retaliated against a bigger, older resident who tried to anally rape Plaintiff.

State Defendants also sent Plaintiff to YDC in or around 2001, where staff members physically, sexually, and emotionally abused Plaintiff. A staff member strip-searched Plaintiff without sufficient justification and used it as a cover to grab Plaintiff's genitals. Plaintiff complained about the abuse and was then targeted by staff members for additional abuse. Staff members forced Plaintiff to fight other residents and also beat Plaintiff on several occasions. On at least one occasion, a resident who was beating Plaintiff at the direction of YDC staff anally raped Plaintiff. On another occasion, a staff member known to Plaintiff as "Dick" attempted to anally rape Plaintiff. Plaintiff fought back but was choked out and, when he woke up, he was restrained in hobbles. Groups of staff members routinely entered Plaintiff's cell and kicked and punched Plaintiff, resulting in significant bruising. The staff member who grabbed Plaintiff's genitals during the strip search said to Plaintiff, "You still want to run your mouth about us?" Staff members made it clear to Plaintiff that the physical abuse would get worse every time Plaintiff made a complaint about it. Nonetheless, Plaintiff reported the sexual and physical abuse to a YDC staff member known to Plaintiff as "Woodlock" and to his attorney. Plaintiff's attorney told him that a judge would never believe him, and Woodlock said, "Who am I going to believe, you or them? I'm going to go with them." When Plaintiff reported the abuse to the head of Spaulding Cottage, he responded, "Who do you think the judge is going to believe, you or us? You're the kid, we're the good guys. It's a waste of time to complain." After Plaintiff persisted in reporting the abuse, a group of staff members entered his cell and restrained him while a resident known to Plaintiff as "Barry English" punched and kicked Plaintiff. As a result, Plaintiff required medical attention for injury to his ribs, which staff forced him to say happened because he fell down the stairs. The staff members involved in that incident included Tony Paquette, Dan Barry, and a staff member known to Plaintiff as "Dick." They spit in Plaintiff's face, called him a "piece of shit," and said "you better stop saying shit," referring to Plaintiff's complaints about the abuse. One night, Barry English entered Plaintiff's room and beat him in bed. Plaintiff punched English in the eye, but Plaintiff injured his thumb in the process and required medical

attention. Plaintiff received an x-ray and the medical provider advised Plaintiff that he had a cracked growth plate. Two nights later, English entered Plaintiff's room with another resident, Matthias Morgan, and they beat Plaintiff. YDC guards came in shortly after and jumped on Plaintiff, claiming that he attacked a resident. Staff thereafter took Plaintiff to a female mental health provider at the facility who gave Plaintiff medication that turned him into a zombie. On another occasion, staff members opened Plaintiff's cell, dragged him down a hallway, put him into a room, threw a blanket over him, and permitted a group of residents to beat him for five to ten minutes straight. Plaintiff also sustained physical abuse at the hands of staff member Tony Paquette, who punched Plaintiff in the mouth, resulting in a chipped tooth. When Plaintiff was taken to see a dentist for his chipped tooth, staff forced Plaintiff to say that a resident chipped his tooth. On another occasion, a guard pushed Plaintiff out of the fire doors and then accused Plaintiff of attempting to escape. Staff thereafter put Plaintiff in hobbles and left him restrained in that fashion on his bed for several days, forcing Plaintiff to urinate and defecate where he lay.

YDC staff members locked Plaintiff in isolation or solitary confinement for days or weeks at a time without justification. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education. Staff members would occasionally come into Plaintiff's isolation room and beat him up. They would throw him against the wall and ask, "You done yet?" While Plaintiff was in isolation, staff denied him use of a bathroom and he was forced to urinate and defecate in his room. Staff also would not allow Plaintiff to wear anything but a pair of boxer shorts when he was in solitary.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
<b>X</b>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00135

JOHN DOE #642

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE NO. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #642 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Merrimack, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k and, as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1975.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1990 to 1993.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff's parents divorced when he was young, and he was predominantly raised by his single mother who was singlehandedly caring for five children. As a result, Plaintiff was not adequately supervised and he got mixed up with a bad crowd. State Defendants sent Plaintiff to Midway Shelter and ADC in or around 1990 before sending him to YDC in or around 1990 or 1991. State Defendants detained Plaintiff at YDC for approximately two years, until in or around 1993.

State Defendants sent Plaintiff to YDC where staff members sexually, physically, and emotionally abused him. Staff forced Plaintiff to play violent games of basketball, known as "gorilla ball" and, if he refused, a staff member known to him as "Woody" would restrain him and throw him into a room. On at least one occasion, "Woody" slammed Plaintiff to the floor and repeatedly kicked him. Plaintiff suffered broken fingers and a broken nose as a result. Staff members refused to provide Plaintiff with any medical care for his injuries. Shortly after "Woody" beat Plaintiff, "Woody" began sexually assaulting Plaintiff. On dozens of occasions, "Woody" masturbated and anally raped Plaintiff. "Woody" typically raped Plaintiff in his office or in Plaintiff's cell. He would tell Plaintiff, "Just let it happen, it will be over soon." Plaintiff reported the sexual abuse to a staff member known to him as "Kookla" at least three times. Each time, Kookla would say Plaintiff was "full of shit," he would tell Plaintiff to "stop lying about staff members," and he would say "get the fuck out of my office." Additionally, YDC staff members routinely strip searched Plaintiff without justification.

Staff members also locked Plaintiff in isolation or solitary confinement for days at a time without justification. During these periods of isolation or solitary confinement, Plaintiff was denied access to statutorily guaranteed rights, including the right to an education. On at least one occasion when Plaintiff was locked in isolation, staff denied him any food for several days.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00263

JOHN DOE #661

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE NO. 217-2020-CV-00026**

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**FIRST AMENDED SHORT FORM COMPLAINT  
SUPPLEMENT TO MASTER COMPLAINT  
(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #661 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “First Amended Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this First Amended Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

incorporated by reference to this First Amended Short Form Complaint as if fully set forth herein, except to the extent modified by this First Amended Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Cheshire, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k and, as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1980.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1997.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

In or around 1997, State Defendants sent Plaintiff to YDC for approximately nine months until he turned 17 years old. Plaintiff was assigned to East Cottage, where he remained for the duration of his confinement at YDC. On at least one occasion, YDC staff severely beat Plaintiff. Plaintiff had gone AWOL and, upon his return, multiple staff members, including individuals known to him as “Gino” and “Bob,” beat Plaintiff in his cell. Plaintiff recalls that two staff members restrained his arms while a third staff member repeatedly punched Plaintiff in his ribs. The staff members also put Plaintiff in a headlock. After beating Plaintiff, the staff members locked Plaintiff in solitary confinement for about one week, where he remained in his cell for about 23 hours each day. During this period of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

As part of an unrelated incident, Plaintiff witnessed the abuse of another resident. Staff members, including James “Woody” Woodlock, Stephen Murphy, and Brad Asbury, dragged the resident in from outside the cottage. The staff members forced the resident to lie face forward on a set of stairs and, while he was in that position, staff kicked the resident in the back of the head. The resident’s face was bloody, and he screamed and cried for help. When this incident was investigated by police, Woodlock, Murphy, and Asbury pulled Plaintiff aside and instructed him to lie to the investigators. Asbury, who was known to Plaintiff as the head of the house, told Plaintiff, “This is what’s about to happen and what you need to do.” In return for following the staff members’ instructions to lie to the police, they subsequently treated Plaintiff well.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents



STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

218-2023-CV-00394

CIVIL ACTION NO. \_\_\_\_\_

JOHN DOE #729

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #729 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

Plaintiff was raised by his mother as his father was in prison. Plaintiff was physically abused by his mother's boyfriend. Around the age of 14, he got in trouble for being in a car with drugs and the State took custody of him. State Defendants sent Plaintiff to SYSC in or around 2012, where he would live for approximately 14 months. During his time at SYSC, the staff members of the facility physically, sexually, and psychologically abused Plaintiff. For example, a staff member known to Plaintiff as "Sean," entered Plaintiff's cell on four or five occasions for the sole purpose of physically assaulting Plaintiff. Plaintiff suffered a sprained wrist and a black eye as a result of these beatings. Another staff member forced Plaintiff to fight with other SYSC residents on at least four or five occasions. If Plaintiff refused, the staff member threatened to take his mattress. Another staff member known to Plaintiff as "Wes" beat and smacked Plaintiff on multiple occasions, and, when Plaintiff got new shoes, Wes took them.

Plaintiff was sexually assaulted by a male staff member named "Sean" when he visited Plaintiff when he was in solitary confinement and forced Plaintiff to manually stimulate his penis. Another staffer named "Norman," a unit counselor, forced Plaintiff to perform oral sex on him two or three times a week over a six-month period. These assaults occurred in Plaintiff's cell and also in Norman's office. Additionally, during two assaults in Norman's office, Norman also raped Plaintiff by anal penetration. A female staff member, known to Plaintiff as "Tory," sexually assaulted Plaintiff in the laundry room on dozens of occasions. She forced Plaintiff to perform and receive oral sex approximately twice a week over a five- or six-month period. Tory also forced Plaintiff to copulate with her on more than a dozen occasions. Additionally, a man named "Woody," a JPPO, did not touch Plaintiff, but he did talk in a sexually suggestive manner to Plaintiff in a way that caused him to be extremely uncomfortable around him.

Plaintiff was also subjected to the other abuses that were standard for most residents of SYSC. For example, Plaintiff was constantly subjected to intrusive and unnecessary strip searches, as many as two to three such searches every week for the entire time Plaintiff lived at SYSC. Plaintiff was also very regularly, multiple times each month, locked in isolation in his room for two to three days straight each time. He was also locked in isolation in the CSU, once for two or three days and once for approximately two weeks straight. During these periods of isolation, Plaintiff suffered emotional trauma and was deprived of his constitutional and statutory rights, including the right to an education.

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00389

JOHN DOE #733

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #733 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

Plaintiff got caught up in New Hampshire's juvenile justice system after getting into drugs and hanging around with a bad crowd as a teenager. In approximately 2005, at around the age of 15 or 16, State Defendants sent Plaintiff to YDC for approximately six months. He spent his first week at YDC at Spaulding Cottage. He was locked in isolation in his cell the entire week. Staff also conducted several unjustified and intrusive strip searches of Plaintiff that unreasonably invaded his privacy. Two staff members at Spaulding, including a man named "Tony," encouraged fighting amongst residents, including Plaintiff, for purposes of betting on the fights.

The remainder of Plaintiff's commitment was at King Cottage. On several occasions, staff locked Plaintiff in isolation in his cell for two or three days at a time. Plaintiff was also once locked in solitary confinement for over a week. During that solitary lock-up, YDC staff watched him every time he took a shower. During these periods of isolation, Plaintiff suffered emotional trauma and was deprived of his rights, including the right to an education. Staff also frequently deprived him of food during his time in lock-up. He was also again subjected to intrusive strip searches on at least 20 separate occasions. On one occasion, Plaintiff got into a fight with another resident and staff did nothing to stop it.

Plaintiff's JPPO was a man named James Woodlock. Plaintiff was scared of Woodlock who came across as being very "creepy." Woodlock enjoyed strip-searching Plaintiff.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants")

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00432

JOHN DOE #746

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #746 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

Plaintiff was raised in a broken home. His father molested his sisters, and they were ultimately sent to live with their grandparents, while Plaintiff was raised by his mother. Plaintiff's mother worked often and was not able to provide Plaintiff with appropriate supervision. As a result, Plaintiff began acting out and had behavioral issues which precipitated his entry into State Defendants' custody. Initially, State Defendants sent Plaintiff to YDSU in or around 1992. Between approximately 1992 and 1993, State Defendants detained Plaintiff on several occasions at YDSU for approximately one to two months each time. Multiple times, YDSU staff locked Plaintiff in isolation or solitary confinement for one to two days at a time without justification. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights.

In or around 1994, State Defendants sent Plaintiff to YDC, where he remained for approximately four years and was excessively physically abused on a routine basis. The main offenders were staff members Brad Asbury and individuals known to Plaintiff as "Murphy" and "Woody." For example, on at least one occasion, Woody and Asbury waited in Plaintiff's cell for him and attacked him by surprise. Woody put Plaintiff in a full nelson and Asbury punched Plaintiff's ribs repeatedly, causing painful bruising to Plaintiff's ribs. On at least one occasion, Murphy restrained Plaintiff by yanking his arms behind his back and taking him down to the ground painfully for no reason. Staff member Dick Brown would also physically abuse Plaintiff, including at least one occasion when he came up behind Plaintiff and choked him until he became unconscious. When Plaintiff woke up on the floor, Brown told him, "Get up; go to your room." A staff member known to Plaintiff as "Lee" would harass Plaintiff, telling him he doesn't deserve to live and calling him a "low life piece of shit." Staff members would also emotionally torment Plaintiff by telling him that guards were beating up and abusing his sister at another facility. Staff also encouraged other residents to physically beat Plaintiff. Additionally, YDC staff locked Plaintiff in isolation or solitary confinement for days or weeks at a time on countless occasions without justification. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including the right to an education.

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00536

JOHN DOE #771

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #771 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state's custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 2012 to 2016.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff moved to New Hampshire from Puerto Rico with his single mother when he was around seven or eight years old. Within a few years of attending school in New Hampshire, Plaintiff began having behavioral issues, including issues with truancy. His entry into State custody was spurred by a Child in Need of Services petition, which landed him at Mount Prospect Academy in or around 2012 or 2013. The State subsequently detained Plaintiff at SYSC, on and off, for approximately three-and-a-half years, beginning in or around 2012 or 2013 until approximately 2016.

SYSC staff sexually, physically, and emotionally abused Plaintiff in a variety of ways. For example, SYSC staff subjected Plaintiff to multiple excessive strip searches each week, which were performed without justification and unreasonably invaded his privacy. During at least one of these strip searches, the staff forced Plaintiff to spread his buttocks. A staff member known to Plaintiff as "Mark" would strip-search Plaintiff and force him to lift his testicles and then put his hands in his mouth. Staff member Kirstie Bean also regularly sexually abused Plaintiff. This included grabbing Plaintiff's genitals over his clothing, grabbing Plaintiff's buttocks, sending Plaintiff naked photographs of herself, and making other sexual advances on Plaintiff. The physical abuse that Plaintiff endured at SYSC included being held down and violently beaten by staff members known to Plaintiff as "Woody," "JJ," "Larry," "Dan," and "Rob." Another staff member known to Plaintiff as "Dom" would injure Plaintiff by painfully twisting the handcuffs that staff put on Plaintiff's wrists. SYSC staff members also encouraged



and rewarded other residents who assaulted Plaintiff on multiple occasions. SYSC staff also locked Plaintiff in isolation or solitary confinement for days or weeks at a time without justification. During these periods of isolation, Plaintiff suffered emotional trauma and was denied access to statutorily guaranteed rights, including food, water, and the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
<b>X</b>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

	Not applicable (no private placement)
<b>X</b>	The staff at Mount Prospect Academy subjected Plaintiff to multiple excessive strip searches that were performed without justification and unreasonably invaded his privacy. On at least one occasion, a male Mount Prospect staff member used excessive force to restrain Plaintiff, and Plaintiff sustained a swollen, sprained wrist as a result of this abuse.

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-00639

JOHN DOE #792

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #792 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state's custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1994 to 1999.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff was raised by his mother and his stepfather. They were both drug addicts and alcoholics. Plaintiff's stepfather physically and sexually abused him. As a result, Plaintiff began getting into trouble with the law at a young age.

State Defendants first detained Plaintiff at Midway Shelter and NFI Jefferson. State Defendants then sent Plaintiff to YDSU where staff members sexually, physically, and emotionally abused Plaintiff regularly. Three times per week, staff members subjected Plaintiff to unjustified, intrusive, and traumatizing strip searches justification. On at least five occasions, several staff members physically restrained Plaintiff and then beat him. YDSU staff members also locked Plaintiff in isolation or solitary confinement for weeks or months at a time. During these periods of isolation or solitary confinement, Plaintiff suffered emotional trauma and was denied access to his statutorily guaranteed rights, such as the right to an education. In fact, Plaintiff was denied access to an education for the entirety of his time at YDSU.

State Defendants next sent Plaintiff to YDC where he was detained for approximately three-and-a-half years. While detained, YDC staff members sexually, physically, and emotionally abused him routinely. Staff member Lucien "Lou" Poulette sexually abused Plaintiff weekly for months on end. Poulette threatened to tell other residents that Plaintiff was a sex offender if Plaintiff fought off Poulette's sexual advances. He forced Plaintiff to masturbate him and perform oral sex on him regularly. Often, the abuse occurred in Poulette's

office and other times it occurred in a weight room. Poulette also attempted to anally rape Plaintiff on at least eight occasions.

Additionally, YDC staff members strip-searched Plaintiff without justification at least weekly while he was detained. During one strip search, staff members known to Plaintiff as “Buskey” and “Murphy” forced Plaintiff to touch himself and put his hands in his mouth. The abuse was committed in front of other residents. YDC staff members also frequently watched Plaintiff shower. YDC staff members known to Plaintiff as “Kookla,” “Dan Gray,” “Steve Murphy,” “Woody,” “Tim Roy,” “Asbury,” and “Buskey” restrained and then physically abused Plaintiff on dozens of occasions. As a result, Plaintiff suffered injuries such as bruises, soreness, and bloody lips. YDC staff members frequently locked Plaintiff in solitary confinement or isolation for days, weeks, and even a month at a time. During such periods of isolation, Plaintiff was denied access to statutorily guaranteed rights, including the right to an education. He was often denied access to the bathroom, forcing Plaintiff to urinate and defecate in his cell. Staff members withheld meals from Plaintiff on multiple occasions, for days at a time, when he was in isolation or solitary confinement.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
<b>X</b>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, “Defendants”) harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-01089

JOHN DOE #902

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #902 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff's father was murdered in Puerto Rico when Plaintiff was seven years old. He was raised by his mother without a father figure and little-to-no supervision. Plaintiff began hanging out with the wrong crowd and getting into trouble, including joy-riding in stolen cars. He soon found himself on the wrong side of the law and on probation.

In or about 1996, after an altercation at school, which was a violation of his probation, State Defendants took custody of Plaintiff and sent him to PACE for approximately three months. Then, in or about 1997, State Defendants sent Plaintiff to Midway Shelter for approximately three months. Plaintiff resided at PACE and Midway Shelter without incident.

In or about 1997, State Defendants placed Plaintiff at YDC for one-and-a-half years. YDC staff members sexually, physically, and psychologically abused Plaintiff. Staff members strip-searched Plaintiff without justification on more than 20 occasions. YDC staff members, including those known to Plaintiff as James Woodlock, Dan Gray, and Steve Murphy, placed Plaintiff in restraints in his cell and beat him on at least two occasions, resulting in bodily harm including black eyes and facial and body bruising. Male YDC staff members known to Plaintiff as Jeff Buskey and T.R. beat Plaintiff while he was restrained in his cell on one occasion, resulting in severely bruised ribs and facial and body bruising. A female YDC staff member known to Plaintiff as "Mrs. V" told Plaintiff that he needed to start reporting these incidents because "she was tired of seeing you guys coming in here all beat up." YDC staff members also placed Plaintiff in out of community confinement or isolation for at least one to five days on at least four occasions, at least ten days on one occasion, and at least 16 days on one occasion. During these extensive periods of isolation, Plaintiff suffered emotional trauma and was denied access to his statutorily guaranteed rights, including the right to an education.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
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STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

218-2023-CV-01447

CIVIL ACTION NO. \_\_\_\_\_

JOHN DOE #951

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #951 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Grafton, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k and, as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.
	Additional Defendant/s, hereinafter referred to as the “Contractor Defendant/s”:

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1978.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1992 to 1994.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):



Plaintiff had a difficult childhood. He grew up in poverty and both his parents abused substances. Plaintiff's parents divorced when he was nine years old. Plaintiff lived with his mother after the divorce and his father was no longer a significant part of his life. Plaintiff's mother was an alcoholic and smoked marijuana. She was overwhelmed by taking care of her children. As a result, one of Plaintiff's brothers went to live with his father and a sister voluntarily went into foster care.

Plaintiff began skipping school and getting into trouble with the law. As a result, the State took custody of Plaintiff in or around 1992, when he was about 13 years old.

The State placed Plaintiff at YDC, where he was physically and emotionally abused. Plaintiff was first assigned to King Cottage. On his first day, a staff member known to Plaintiff as Frank Davis took away Plaintiff's mattress and pillows. Plaintiff was forced to sleep on a steel plate for the first two weeks of his placement. YDC staff claimed that they removed his mattress because he was on suicide watch.

Plaintiff signed up for a mechanics class on his first day of school at YDC. As Plaintiff approached the classroom, he ran out the door of the facility in an effort to escape. Several YDC staff members chased Plaintiff and cornered him in a parking lot. When Plaintiff realized he could not run any further, he stood still with his hands up. A staff member known to Plaintiff as "Woody" then tackled Plaintiff and the other YDC staff members piled on top of Plaintiff. The staff members restrained Plaintiff, brought him back to his room at YDC, and made him sleep on the steel plate for another two weeks.

After spending three months at King, YDC staff transferred Plaintiff to Spaulding cottage for the rest of his time at YDC. YDC staff regularly beat Plaintiff during his time at Spaulding Cottage. Staff members Tony Paquette and Tony LaForge regularly abused Plaintiff by beating him while in restraints, tackling him, putting knees on Plaintiff's neck and back, elbowing Plaintiff's forehead, and dragging Plaintiff on his back or his stomach. YDC staff beat Plaintiff violently at least six times during his time at Spaulding Cottage.

Plaintiff observed YDC staff restrain and beat other residents many times. Plaintiff recalls watching Dick Croto knock a resident over with a car door and jump on him, along with four other YDC staff members. YDC staff also allowed older residents to bully younger residents.

YDC staff subjected Plaintiff to unjustified strip searches.

YDC staff placed Plaintiff in solitary confinement without justification. If YDC staff perceived Plaintiff to be defiant, they would tackle him and put him in a cell. YDC staff placed Plaintiff in isolation for least three days on one occasion.

YDC staff denied Plaintiff access to an education. YDC staff placed Plaintiff and other residents in a room, where they watched movies and engaged in other meaningless activities, unrelated to learning.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<input checked="" type="checkbox"/>	Not applicable (no private placement)
<input type="checkbox"/>	

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State Defendants while Plaintiff was in the custody and under the control of State Defendants and

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2023-CV-01495

JOHN DOE #979

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE NO. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #979 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody, LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

Plaintiff was initially raised by an adoptive mother and her friend. When Plaintiff was about 14 years old, his mother's nephew came to visit them for two weeks and sexually abused Plaintiff. The nephew groomed Plaintiff by first watching pornography with Plaintiff, and next touched and groped Plaintiff's genitals, and eventually had anal sex with Plaintiff. As Plaintiff started having issues at home, his mother sent Plaintiff to live with his soccer coach named Rick, who his mother thought would be a good mentor. Rick engaged with Plaintiff in a sexual manner in the year or so during which Plaintiff lived with him. Rick would enter Plaintiff's room wearing only his underwear, including while Plaintiff was naked. He also rubbed up against Plaintiff when he was in his underwear and groped Plaintiff. Rick also gave Plaintiff alcohol while Plaintiff was still a minor. Within a year, Plaintiff's mother got him his own place. Shortly after that, when Plaintiff was about 16 years old, he was arrested for burglary. The State sent Plaintiff to the Youth Development Center (YDC) until he aged out at 18 in 1990.

Staff members in four cottages at YDC (East, Saunders, Pinecrest, and Spaulding) abused Plaintiff physically, sexually, and emotionally and violated his statutorily guaranteed rights, including his right to an education. The physical abuse was relentless. YDC staff members, including one YDC staff member, known to Plaintiff as Bob Copula, in Pinecrest Cottage, dragged Plaintiff down the stairs by his hair on multiple occasions. On at least 80 to 90 occasions during the time Plaintiff was in custody at YDC, staff members, including Bob Copula, Jim Woodlock, a man known to Plaintiff as Mr. Peace, and Bill Brown, frequently abused Plaintiff during the process of restraining him, including by painfully twisting his arms behind his back. YDC staff members, including Bill Brown in Spaulding, put Plaintiff in painful headlocks. Once Bill Brown used a headlock on Plaintiff and viciously punched him in front of his mother during a family visit.

YDC staff members frequently placed Plaintiff in solitary confinement and left him in his room for extended periods of time, particularly in East, Saunders, and Spaulding Cottages. YDC staff handcuffed Plaintiff to a bench, sometimes for days at a time. Staff member Jean Murray handcuffed Plaintiff to a bench in the East Cottage approximately three times for up to three days. YDC staff members in Saunders Cottage, including Bill Brown and Mr. Peace, isolated Plaintiff in his room on at least five occasions while Plaintiff was either naked or wearing just his underwear. These YDC staff members would remove all other items from the room, including Plaintiff's mattress, for up to two weeks. During the summer, the floor was so

hot in Saunders that Plaintiff would put water on the floor to cool it so that he could sleep without having a mattress or clothes.

A staff member known to Plaintiff as Mr. Decker placed Plaintiff in solitary confinement in Spaulding Cottage on at least 20 occasions for durations that lasted up to two weeks. Plaintiff recalls that it was so hot in Spaulding, including at times when the water was turned off, that he doused toilet paper in the toilet to put on his head and cool down. YDC staff would bring Plaintiff food, but no utensils, forcing Plaintiff to eat whatever they served with his fingers.

YDC staff members, including Plaintiff's counselor Jim Woodlock and another staff member known to Plaintiff as Bob Copula, strip-searched Plaintiff when he returned from a weekend furlough home or whenever YDC staff were suspicious. YDC staff strip-searched Plaintiff on nearly 100 occasions while he was in State custody at YDC. The strip searches were very intrusive. YDC staff forced Plaintiff to strip naked, spread his buttocks, bend over and cough, and separate his testicles and his penis. In addition to strip searches, female YDC staff watched Plaintiff shower and would shine their lights into his room and stare at him when he was naked.

While at YDC, Plaintiff received little to no educational opportunities. Plaintiff does not recall given any sort of curriculum. YDC staff allowed residents to dawdle and watch videos on numerous occasions. Plaintiff attended classes in the gym, doing sporting activities including swimming. He also worked in a greenhouse at YDC. Plaintiff did not graduate high school, but later received a GED.

Plaintiff's drug habit began while he was in State custody at YDC. A YDC staff member known to Plaintiff as Jim Murray brought cocaine into the facility and provided it to Plaintiff and other residents.

Plaintiff's entire experience at YDC was one of abuse and mind-control that significantly affected his mental health. Plaintiff has never been able to have normal or affectionate relationships. He also went to prison after his experience at YDC.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

CIVIL ACTION NO. 217-2024-CV-00629

JOHN DOE #1033

v.

STATE OF NEW HAMPSHIRE, ACTING THROUGH ITS AGENCIES, NEW  
HAMPSHIRE DEPARTMENT OF HEALTH AND HUMAN SERVICES,  
DIVISION FOR CHILDREN, YOUTH, AND FAMILIES, AND DIVISION OF  
JUVENILE JUSTICE SERVICES.

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**COMPLAINT AND DEMAND FOR JURY TRIAL**

NOW COMES the plaintiff, John Doe #1033 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, and respectfully submits the following Complaint and Demand for Jury Trial (“Complaint”), stating in support thereof as follows:

**PARTIES**

1. Plaintiff is an individual who is currently a resident of the State of New Hampshire, Coös County, and a crime victim under the New Hampshire Victim Bill of Rights, RSA 21-M:8-k, and as such, Plaintiff’s identity and date of birth have been contemporaneously filed under seal with this Honorable Court.

2. Defendant, the State of New Hampshire, enforces its laws through its Executive Branch, which consists of various officers and agencies as authorized by the New Hampshire Constitution and statutes. In particular, the New Hampshire legislature has enacted a statutory regime designed to protect, manage, supervise, and treat disadvantaged and vulnerable youth, including abused and neglected youth, children in need of services, and children involved in delinquency proceedings. At various times, different officers and agencies of the Executive Branch

For example, RSA 169-B:1 states that the chapter governing delinquent children shall be “liberally interpreted, construed and administered to effectuate the following purposes and policies:”

- I. To encourage the wholesome moral, mental, emotional, and physical development of each minor coming within the provisions of this chapter, by providing the protection, care, treatment, counselling, supervision, and rehabilitative resources which such minor needs.
- ...
- IV. To provide effective judicial procedures through which the provisions of this chapter are executed and enforced and which recognize and enforce the constitutional and other rights of the parties and assures them a fair hearing.

RSA 169-B:1. *See also* RSA 169-D:1; RSA 169-C:2.

## **II. Facts Specific to Plaintiff’s Experience in State Custody**

18. Plaintiff was born in 1997.

19. Growing up, both of Plaintiff’s parents were drug addicts. Plaintiff began getting into trouble at a young age and, when he was about 13 years old, the State placed Plaintiff on probation. One of the conditions of Plaintiff’s probation was that he not use drugs.

20. In or around 2013 or 2014, the State appointed James Woodlock as Plaintiff’s juvenile probation and parole officer (“JPPO”). As Plaintiff’s JPPO, Woodlock administered urine tests to determine whether Plaintiff was using drugs.

21. When Plaintiff began failing urine tests, Woodlock threatened to violate Plaintiff on his probation conditions and to have Plaintiff sent to YDC unless Plaintiff submitted to Woodlock’s sexual demands. Woodlock also threatened Plaintiff with physical abuse, stating that, at YDC, Plaintiff would be forced to exercise naked in exchange for food and that Woodlock would see that Plaintiff was “beaten up” if he reported the abuse to anyone.

22. At least twice, Woodlock held Plaintiff’s penis while Plaintiff gave his urine samples.

23. Woodlock masturbated Plaintiff at least twice in Woodlock's car and at least three times in the bathroom at Plaintiff's house. Woodlock also performed oral sex on Plaintiff around three times in Plaintiff's bedroom. On at least one other occasion, Woodlock drove Plaintiff to a park and performed oral sex on Plaintiff in Woodlock's car until Plaintiff ejaculated.

24. Woodlock once tried to rape Plaintiff anally in Plaintiff's bedroom. Woodlock's penis would not fit into Plaintiff's anus and Plaintiff told Woodlock that he was hurting him. In response, Woodlock made Plaintiff insert objects into his own anus, including Plaintiff's basketball trophy and the tip of a video game controller. On at least 20 occasions, Woodlock forced Plaintiff to put objects and his fingers in his anus while Woodlock masturbated and ejaculated in front of him.

25. Woodlock also told Plaintiff that he had to make videos of himself having sexual intercourse with girls his own age, and Plaintiff complied. Later, on multiple occasions, Woodlock watched the videos that Plaintiff made in Plaintiff's bedroom.

26. Plaintiff eventually completed his juvenile probation when he turned 17. Since then, Plaintiff's issues with drug addiction and crime worsened because of the trauma Woodlock's sexual abuse caused.

### **III. Defendants' Knowledge and Concealment of Child Abuse and Plaintiff's Delayed Recognition**

27. On information and belief, the abuse that Plaintiff experienced in the State's care, custody, and control was not unusual or isolated and other children in the State's custody and control experienced similar abuse both before and after Plaintiff's period of probation.

28. On information and belief, the abuse suffered by Plaintiff and other minors in the State's custody and control was so pervasive and severe that it was known, or should have been known, by employees and agents of Defendants, including those in supervisory positions.



STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2024-CV-00810

JOHN DOE #1117

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #1117 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff grew up in Nashua, New Hampshire, with both parents. His mother was addicted to cocaine. As he approached adolescence, Plaintiff was truant, leading to a CHINS petition. As a result, the State placed Plaintiff with Nashua Children's Home ("NCH") in or around 1990, when Plaintiff was approximately 11 years old.

In or around 1993, the State placed Plaintiff at YDC, where he remained from the age of approximately 14-and-a-half until he aged out. YDC staff placed Plaintiff in East and King Cottages but assigned Plaintiff to other cottages occasionally due to overcrowding.

YDC staff physically abused Plaintiff, beating and torturing him several times per week. Staff frequently used overly aggressive and violent restrains against him and choked him. On numerous occasions, YDC staff choked out Plaintiff until he lost consciousness. When Plaintiff regained consciousness, he discovered anal bleeding, leading Plaintiff to believe that YDC staff anally raped him during these episodes. Staff known to Plaintiff as Brad Asbury, James Woodlock, and Steve Murphy, and other YDC staff, physically abused Plaintiff as a result of which Plaintiff sustained injuries, including cuts to his forehead. Plaintiff has scars from these injuries. Another staff member known to Plaintiff as Tom Searles hit, punched, kicked, and spat on Plaintiff. YDC staff forced Plaintiff and others to fight each other for food and for the staff's entertainment.

YDC staff isolated Plaintiff and strapped him to his bed for 18 to 24 hours at a time. During these periods of isolation, YDC staff denied Plaintiff access to a bathroom. As a result, Plaintiff was forced to urinate or defecate while strapped to the bed.

YDC staff sexually abused Plaintiff on numerous occasions. YDC residents were forced to shower together. A staff member at King Cottage known to Plaintiff as Dick Croteau masturbated on a regular basis while watching Plaintiff and other residents take showers. Dick was also very violent and mentally abused Plaintiff. Dick regularly kicked and punched Plaintiff during restrains.

YDC staff psychologically abused Plaintiff with unjustified and overly restrictive solitary confinement. YDC staff once placed Plaintiff in out of community confinement for one year. Staff sometimes took Plaintiff's clothing and bedding when he was confined, leaving him wearing only underwear. During periods of confinement, YDC staff did not provide Plaintiff with any education.

Plaintiff has been diagnosed with Post Traumatic Stress Disorder which he attributes to his experiences in state custody as a child. Plaintiff later earned a GED and taught himself to read, because he received no meaningful education while in State custody.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
<b>X</b>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

	Not applicable (no private placement)
<b>X</b>	Plaintiff was a day student at Nashua Children's Home ("NCH"). NCH staff physically and mentally abused Plaintiff. NCH staff restrained Plaintiff using choke holds, arm twisting, and pressure points on Plaintiff's ear, wrist, and jaw. NCH staff often used these restraints on Plaintiff before taking him to the "time out" room. During these periods

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2024-CV-00811

JOHN DOE #1119

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE NO. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #1119 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

incorporated by reference to this Short Form Complaint as if fully set forth herein, except to the extent modified by this Short Form Complaint.

### **PARTIES**

2. Plaintiff is an individual who is a resident of the State of New Hampshire, County of Hillsborough, and a crime victim pursuant to the New Hampshire Victim Bill of Rights, New Hampshire Revised Statutes Annotated (“RSA”) 21-M:8-k and, as such, Plaintiff’s identity and date of birth are being filed contemporaneously herewith **under seal** with this Honorable Court.

3. Plaintiff expressly incorporates by reference all Defendants as identified in paragraphs 2 through 8 of the Master Complaint, hereinafter referred to as “State Defendants.”

4. Plaintiff identifies additional Defendants, if indicated below:

<b>X</b>	No additional Defendants.

### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1978.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1993 to 1996.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff grew up in a broken home. His mother was single, and his father was not part of his life, having left when Plaintiff was one year old. When Plaintiff was approximately 15 years old, his mother moved him and his siblings from Massachusetts to Manchester, New Hampshire. A short time after moving, Plaintiff began to be truant and became involved with illegal drugs, including marijuana and cocaine. Following a probation violation as a result of truancy, the State of New Hampshire took custody and control of Plaintiff and placed him at YDC when he was approximately 15 years old.

When Plaintiff first arrived at YDC, a staff member known to him as Steve Murphy strip-searched him. Steve told Plaintiff to remove his clothes, turn around, bend over, and spread his buttocks. When Plaintiff complied, Steve told him to spread his buttocks more. Plaintiff resisted this demand and Steve and another staff member known to Plaintiff as Frank Davis reacted by slamming Plaintiff to the ground and beating and kicking him while he was naked. Two other staff joined in the physical assault. After they restrained Plaintiff, staff threw him his room and forced him to remain there in solitary confinement for three days. When Plaintiff was eventually released from lock-down, he met other residents he knew from his neighborhood. Plaintiff explained what had happened to him upon first arriving at YDC. One of those residents then mentioned to Frank Davis what Plaintiff had reported, and Frank Davis became angry. He forced all of the residents who were involved in the conversation to return to their rooms, and they were locked down for 24 hours.

YDC staff strip-searched Plaintiff without justification on approximately 30 occasions. Staff strip-searched Plaintiff every time he returned to the unit. Plaintiff had a problem with getting naked in front of staff and allowing them to examine his anus, and Plaintiff resisted these invasive searches. Staff forcibly and violently restrained Plaintiff when he resisted strip searches, throwing him to the ground and punching and kicking Plaintiff.

Plaintiff was eventually moved to Stark House. After a short time, he hid from the staff and then ran away from YDC. After approximately seven or eight months, Plaintiff was caught, and the State returned him to YDC. YDC staff placed Plaintiff in King Cottage and, after several months, transferred him to another cottage.

Approximately one or two weeks after staff transferred Plaintiff, a YDC staff member known to Plaintiff as Frank sexually assaulted Plaintiff. Plaintiff first discovered that Frank sexually abused residents during an incident that started when he and a friend were working out

in the gym. Frank and another staff member known to Plaintiff as Woody came into the gym, and they ordered Plaintiff to leave. Plaintiff's friend was left alone in the gym with Frank and Woody. After he left, Plaintiff heard his friend fighting with Frank and Woody. Plaintiff ran back into the gym and saw Frank raping his friend. Plaintiff and the friend then fought Frank and Woody. At some point during the fight, Plaintiff lost consciousness. When he woke up, he was naked and with his friend. Plaintiff had reason to believe that Frank and/or Woody had raped him and his friend. Plaintiff's anus was sore and, when he took a shower, he discovered anal bleeding.

Residents called Frank "Kung Fu Frank" because he used martial arts against the residents. Plaintiff believes that Frank used these techniques to knock out residents so he could abuse and rape them. Frank raped Plaintiff on at least three occasions. Plaintiff was never conscious during these incidents, but he would wake up naked with a sore and bleeding anus. When he showered, he noticed bodily fluids in and/or on him. The rapes took place in the gym, the cottage, and in the TV room.

YDC staff deprived Plaintiff of an education. When the State released Plaintiff from YDC, he enrolled in high school. Despite repeated requests, YDC staff failed to respond to the requests and send Plaintiff's transcript to the school, so he did not get credit for classes he had taken at YDC. As a result, Plaintiff did not graduate from high school and eventually earned a GED.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2024-CV-00893

JOHN DOE #1126

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #1126 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly



	<p>as an agent of the state, residential treatment, special education services, and other related services to children under the custody and control of the state.</p> <p>Spurwink School, NH and Spurwink Services are collectively referred to as “Spurwink.” Plaintiff, who was a minor at the time he was placed at the Spurwink School, lacks information or knowledge as to which of Spurwink School, NH or Spurwink Services operated the “Spurwink School” and were paid under contract with the State of New Hampshire at the time of the Plaintiff’s residential placement.</p>
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### **FACTS SPECIFIC TO PLAINTIFF**

5. Plaintiff was born in the year: 1983.

6. Plaintiff was taken into the custody and control of the State of New Hampshire as a minor and was, while in the state’s custody and control, placed at facilities and placements as directed by State Defendants in or about the following approximate time period(s): 1995 to 2000.

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff’s single mother raised him, and met his father only once at the age of 11. Plaintiff’s mother was an alcoholic. She physically and psychologically abused Plaintiff with regular beatings and threats. Plaintiff had a learning disability and attended the Bluff School in Claremont, New Hampshire, and the Disnard School.

In or about 1995, when he was about 12 years old, the State took custody and control of Plaintiff and placed him with Defendant Spurwink in Newport, New Hampshire for approximately 10 months. The State then placed Plaintiff at the Tobey School in Concord, New Hampshire.

Staff at the Tobey School frequently used aggressive restraints against Plaintiff. Tobey School staff grabbed Plaintiff's hands and forced him to the ground, where multiple staff members restrained his legs and arms. Staff then secluded Plaintiff in solitary confinement in a padded room. These incidents of physical abuse followed by isolation took place one or two times each week at first and then later occurred about once every two weeks.

The State released Plaintiff to home after approximately one-and-a-half years at the Tobey School. After a short time at home, Plaintiff got into trouble again, and the State placed Plaintiff at YDC from the time he was about 15 years old until he was about 17 years old. YDC staff placed Plaintiff in East Cottage for his entire time at YDC.

YDC staff strip searched Plaintiff, aggressively and without justification, on multiple occasions. During one strip search, YDC staff forced Plaintiff to masturbate in front of them. During another search, a YDC staff member known to Plaintiff as Tom made Plaintiff put his finger in his anus. Another time, Tom caught Plaintiff masturbating in his room and forced Plaintiff to continue to masturbate in front of him. Later, Tom secluded Plaintiff in his room and forced Plaintiff to perform oral sex on him. Another YDC staff member known to Plaintiff as Woody caught Plaintiff looking at a pornographic magazine. Woody told Plaintiff that he would not report him if Plaintiff let Woody masturbate him.

YDC staff restrained Plaintiff with excessive and violent restraints, including two or three instances when Woody restrained Plaintiff excessively, painfully bending Plaintiff's arms past their limits (known as a "chicken wing"), kneeling on Plaintiff on the ground, and other violent attacks. YDC staff violently restrained Plaintiff approximately twice each month.

YDC staff placed Plaintiff in solitary confinement without justification for extended periods of time. On at least two occasions, YDC staff secluded Plaintiff for approximately 10 to 14 days. Other times, periods of solitary confinement lasted from one to seven days. During these times of seclusion, staff sometimes denied Plaintiff reasonable access to the bathroom, forcing him to urinate on himself. YDC staff then made Plaintiff stay in his soiled clothing. During these periods of confinement, YDC staff did not allow Plaintiff to go to school, depriving him of access to an education.

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2024-CV-01118

JOHN DOE #1128

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #1128 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff grew up in poverty with a single mother who had six children. In approximately 2003, when Plaintiff was 10 (nearly 11) years old, he and some friends stole a car. The State then took custody and control of Plaintiff and sent him to a series of juvenile detention facilities. The State first sent Plaintiff to Nashua Children's Home ("NCH") in or around 2004, where he remained for approximately two-and-a-half years.

During Plaintiff's time at NCH, the State assigned a probation officer, Jim Woodlock, to Plaintiff. Woodlock repeatedly sexually abused Plaintiff during his time at NCH. Woodlock would take Plaintiff from NCH and bring him to the gym, where he would subject Plaintiff to invasive sexual abuse, which increased over time. Woodlock's sexual abuse of Plaintiff began with Woodlock placing his arm over Plaintiff's shoulder, which progressed to Woodlock touching Plaintiff in a sexual manner and kissing Plaintiff. Plaintiff lost trust in anyone and started running away from NCH.

Thereafter, the State placed Plaintiff at Chase Home, YDSU, and Orion House. The State then placed Plaintiff at SYSC, where he was housed in the G-Unit. SYSC staff physically and psychologically abused Plaintiff during his time there.

One SYSC staff member known to Plaintiff as "T" attacked Plaintiff and smashed his face into a wall. Other SYSC staff members placed Plaintiff in excessively violent restraints, including placing Plaintiff in a chokehold to the point of losing consciousness. On multiple other occasions, a SYSC staff member known to Plaintiff as "Wild Bill" used "sleeper holds" against Plaintiff until he lost consciousness.

SYSC staff psychologically placed Plaintiff in solitary confinement and seclusion for extended periods of time without justification. On one occasion, staff placed Plaintiff on lockdown at the G-Unit for an entire week. During that time, staff deprived Plaintiff of meals and consistent access to the bathroom, forcing Plaintiff to urinate in his room. SYSC staff put Plaintiff in solitary confinement on multiple other occasions by locking him in his room. During those instances, staff deprived Plaintiff of meals and consistent bathroom access at times. During these periods of isolation and confinement, Plaintiff suffered emotional trauma.

STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2025-CV-00559

JOHN DOE #1180

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

The plaintiff, John Doe #1180 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

7. In or about the time period(s) identified in paragraph 6, the State Defendants placed Plaintiff in the State Youth Facility (as defined in the Master Complaint).

8. In or about the time period identified in paragraph 6, while Plaintiff was in the custody and control of State Defendants, and while Plaintiff was residing at the State Youth Facility, agents and employees of State Defendants harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated (below or attached):

Plaintiff had a normal and happy childhood until he was approximately six years old. At that time, Plaintiff's father started having serious issues with alcohol. Plaintiff's father was the sole provider for Plaintiff's family, and Plaintiff's mother was a stay-at-home parent. The State became involved when Plaintiff was approximately seven years old. For approximately four months, the State sent Plaintiff to live with his aunt. But Plaintiff's home life deteriorated and he began to act out as a result.

When Plaintiff was approximately 10 years old, in or around 1991, the State took custody and control of Plaintiff and placed him at a series of licensed facilities. During these placements, Plaintiff began to skip school, hang out with the "wrong people," and get into trouble. He frequently ran away from these placements and returned home. In or around March 1997, Plaintiff ran away from Defendant Eckerd. Thereafter, Plaintiff was charged with delinquency for a robbery, located by police at his parents' home, and placed at YDSU.

YDSU staff members conducted at least three unjustified and overly intrusive strip searches. YDSU staff members forced Plaintiff to completely undress with only one staff member in the room where the strip search took place. The staff member told Plaintiff to turn, lift his feet, run his fingers through his hair, and lift and separate his genitalia. Plaintiff complied out of fear as to what would happen to him.

YDSU staff further abused Plaintiff with unjustified and harsh solitary confinement in his room. Staff locked Plaintiff in his room every night and frequently did not respond to his pleas for bathroom access. As a result, Plaintiff was forced to urinate on the floor on at least two separate occasions and, once, he nearly had to defecate on the floor.

YDSU staff physically abused Plaintiff with aggressive, unjustified, and impermissible restraints on at least three occasions, including choke holds. During one of these choke holds,

the YDSU staff member pushed Plaintiff into his room, placed Plaintiff into a choke hold, and then fell back on the bed. Plaintiff was dizzy afterward.

Upon completion of the delinquency proceedings, the State placed Plaintiff at YDC. While placed there, Plaintiff resided in East Cottage, Spaulding Cottage, King Cottage, and Stark House. Plaintiff remained at YDC from approximately April 1997 until he aged out in 1998.

YDC staff strip-searched Plaintiff without justification on many occasions. Staff strip-searched Plaintiff during intake and then each time Plaintiff returned after leaving the building. YDC staff responsible for these unjustified and overly aggressive strip searches included individuals known to Plaintiff as “Mr. A,” “Woody,” “Lou,” “Tony,” and “Joe.”

YDC staff known to Plaintiff as “Tony” and “Lou” sexually assaulted Plaintiff multiple times. On at least two occasions, Lou forced Plaintiff to perform oral sex on him. Simultaneously, Lou digitally penetrated Plaintiff’s anus. Lou also forced Plaintiff to have anal sex at least twice – once in Plaintiff’s room and once in the shower area. Lou threatened Plaintiff, stating that no one would believe him if he reported the abuse and said, “If you think they are, go ahead give it a shot.” Lou also restrained Plaintiff after sexually assaulting him to scare Plaintiff into being quiet about the abuse. On another occasion, Tony forced Plaintiff to perform oral sex on him while he was strip-searching Plaintiff in Plaintiff’s room. Plaintiff was shocked and terrified and began to scream. Tony tried to forcibly shut Plaintiff’s mouth and then, when that failed, used force to deprive Plaintiff of air. The noise caused another YDC staff member to appear and that YDC staff member told Tony to stop because Plaintiff’s eyes were bulging out.

After these rapes, Plaintiff started acting out and fighting in an effort to cope with the trauma he experienced. Those efforts, however, led to more abuse. On at least one occasion, a YDC staff member known to Plaintiff as Joe struck Plaintiff. The blow knocked Plaintiff into a wall and caused Plaintiff’s head to hit the wall with such force that Plaintiff suffered a head laceration with profuse bleeding and resulted in a permanent scar. YDC staff denied Plaintiff medical treatment and, instead, gave him a tissue. Staff used overly aggressive restraints on Plaintiff approximately two to three times each week throughout his time at YDC.

YDC staff placed Plaintiff in isolation for long periods of time. On several occasions, YDC staff forced Plaintiff to stay in his room for 10-day stretches of time, only allowing him to

leave for school and inconsistent, infrequent bathroom access. YDC staff refused Plaintiff's requests to use the bathroom, forcing Plaintiff to urinate or defecate on the floor of his room many times. During these periods of isolation and confinement, YDC staff frequently withheld meals and took away Plaintiff's bedding, forcing him to sleep on the floor or on a bedframe.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

	Not applicable (no private placement)
<b>X</b>	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

	Not applicable (no private placement)
<b>X</b>	Beginning in or about January 1997, the State placed Plaintiff with Defendant Eckerd at its licensed facility known as Camp E-Toh-Anee for approximately three months. Eckerd staff made residents refer to them as "Chief." A staff member known to Plaintiff as "Chief Jeff" physically abused Plaintiff. During one incident of physical abuse, Plaintiff refused an order from Chief Jeff to get up and, in response, Chief Jeff dragged Plaintiff outside in his underwear, threw him in the snow, and sat on him for several minutes. Medical staff examined Plaintiff for frostbite after this attack. During another particularly violent incident, a staff member known to Plaintiff as "Chief Mark" restrained Plaintiff by placing his arm around Plaintiff's neck.



STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

CIVIL ACTION NO. 218-2025-CV-00375

JOHN DOE #1242

v.

STATE OF NEW HAMPSHIRE,  
DEPARTMENT OF HEALTH AND HUMAN SERVICES, et al.

**FOR CONSOLIDATION WITH CASE No. 217-2020-CV-00026**

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**SHORT FORM COMPLAINT SUPPLEMENT TO MASTER COMPLAINT**  
**(For all Plaintiffs represented by Rilee & Associates, P.L.L.C. and Nixon Peabody LLP)**

Plaintiff John Doe #1242 (“Plaintiff”), by and through counsel, Rilee & Associates, P.L.L.C. and Nixon Peabody LLP, submits this “Short Form Complaint,” which supplements the Master Complaint filed in the lead docket, *Meehan v. State of N.H., Dep’t of Health and Human Servs.*, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future (the “Master Complaint”). Consistent with this Court’s Order Regarding Consolidation of Claims and Cases, dated July 6, 2022 (the “Consolidation Order”), this Short Form Complaint sets forth a statement of material facts entitling Plaintiff to the relief requested in Counts I through VII of the Master Complaint. To the extent Plaintiff has supplemental claims against the State Defendants identified in the Master Complaint and any other defendant, those claims, and the material facts sustaining those claims, are additionally set forth herein.

**INCORPORATION BY REFERENCE OF MASTER COMPLAINT**

1. The Master Complaint filed in the lead docket, Docket No. 217-2020-CV-26, in the Superior Court for Rockingham County, and as may be amended in the future, is expressly

Plaintiff was raised by his mother from birth. His biological father was present in his life until Plaintiff was about three or four years old. Plaintiff's mother remarried twice. Plaintiff's first stepfather used prescription medications and sold them to earn money. He was very strict and physically abused Plaintiff. When Plaintiff was in junior high school, he began to struggle. Plaintiff got into trouble and was arrested for fighting with his sibling. In or around March of 1998, when Plaintiff was approximately 16 years old, the State took custody of Plaintiff for approximately seven months.

The State first placed Plaintiff at YDSU for about seven weeks. YDSU staff physically, emotionally, and sexually abused Plaintiff.

YDSU staff strip-searched Plaintiff and ridiculed him, stating he "needed a bra." Staff strip-searched Plaintiff about six times, including at intake and anytime Plaintiff left the building or after visits. On approximately three occasions, YDSU staff placed Plaintiff in out of community confinement for up to eight hours for minor infractions. During the time that Plaintiff was in state custody at YDSU, Plaintiff attended school, but the work was below his grade level.

The State next placed Plaintiff at YDC for about five months. YDC staff physically, emotionally, and sexually abused Plaintiff.

On one occasion, when Plaintiff had been at YDC for about two weeks, a YDC male staff member known to Plaintiff as Woody placed his arm around Plaintiff's neck and lifted Plaintiff up, making it difficult for Plaintiff to breathe, whispered threats in his ear, and dragged him to the bathroom. The staff member then walked Plaintiff up the stairs and locked him in his cell.

YDC staff placed Plaintiff in out of community confinement and time-out approximately four times. YDC staff forced Plaintiff to sit in a chair facing the wall and, on one occasion, staff assigned Plaintiff to time-out and forced him to sit in the chair for two weeks straight. On another occasion, staff locked Plaintiff in his room for 24 hours for talking to female residents. During periods of confinement and isolation, staff members ignored Plaintiff's requests to use a bathroom, forcing Plaintiff to painfully hold his urine

A counselor at YDC demeaned Plaintiff, calling him a "hick spic," because he is Hispanic and was born in Tennessee. During Plaintiff's orientation at East Cottage, a YDC staff member alluded to knowledge of the charges against Plaintiff for fighting with his sibling. This

YDC staff member told Plaintiff that, "if he wanted to fight, start with him [the YDC staff member]."

YDC staff strip-searched Plaintiff approximately six times, including during intake, whenever he left the building, and after visits. YDC staff told Plaintiff they were searching for contraband and forced Plaintiff to remove all his clothes, hand them to staff, and then bend over, squat, cough, and spin around. As a group, YDC residents showered and changed clothes in the gym, and staff watched Plaintiff and the other residents while they showered.

Plaintiff was desperate to leave YDC and once confided to his mother he would attempt to hurt himself as a way to get out.

9. In or about the time period identified in paragraph 6, and while Plaintiff remained in the custody and control of State Defendants, State Defendants additionally placed Plaintiff in other, privately operated, congregate care residential facilities or programs, if indicated below:

<b>X</b>	Not applicable (no private placement)
	State Defendants placed Plaintiff at residential facilities operated by the Contractor Defendant/s identified in paragraph 4.

10. In or about the time period identified in paragraph 6, while Plaintiff remained in the custody and control of State Defendants, and while Plaintiff was residing at residential facilities operated by the Contractor Defendant/s following placement by State Defendants, agents and employees of State Defendants and Contractor Defendant/s (collectively, "Defendants") harmed Plaintiff through specific acts of child abuse including, but not limited to, the incidents indicated below (or attached):

<b>X</b>	Not applicable (no private placement)

### **CONSOLIDATED CAUSES OF ACTION**

11. Plaintiff expressly adopts Counts I through VII of the Master Complaint against State Defendants arising from harm caused to Plaintiff by agents and employees of State

## **EXHIBIT E**

APPLICATION FOR SEARCH WARRANT and SUPPORTING AFFIDAVIT 155

(This application and affidavit to be detached by Justice issuing warrant and filed separately with the court to which the warrant is returnable.)

**Instructions:** A person seeking a search warrant shall appear personally before any justice, associate justice or special justice of the municipal, district or superior court and shall give an affidavit in substantially the form hereinafter prescribed. The affidavit shall contain facts, information, and circumstances upon which such person relies to establish probable cause for the issuance of the warrant and the affidavit may be supplemented by oral statements under oath for the establishment of probable cause. The person issuing the warrant shall retain the affidavit and shall make notes personally of the substance of any oral statements under oath supplementing the affidavit or arrange for a transcript to be made of such oral statements. The person issuing the search warrant shall deliver the affidavit and the notes or transcript within three days after the issuance of the warrant to the court to which the warrant is returnable. Upon the return of said warrant, the affidavit and the notes or transcript shall be attached to it and shall be filed therewith, and they shall be a public document when the warrant is returned, unless otherwise ordered by a court of record.

THE STATE OF NEW HAMPSHIRE

Merrimack, SS  
(county)

6<sup>th</sup> Circuit - Concord Court  
1 / 10 20  
(Month / Day) (Year)

I, N.H. State Police Trooper First Class Kelly Wardner being duly sworn, depose and say:  
(Name of applicant)

1. I am A Detective with the N.H. State Police, currently assigned to work with the N.H. Department of Justice  
(describe position, assignment, office, etc.)

2. I have information, based upon: THE FOLLOWING FACTS AND INFORMATION;

(describe source, facts indicating reliability and credibility of source and nature of information: if based on personal knowledge, so state)

PLEASE SEE ATTACHED SUPPORTING AFFIDAVIT.

3. Based upon the foregoing information (and upon my personal knowledge) there is probable cause to believe that the  
(strike out if not applicable)

property hereinafter described contains evidence of crimes of assault, sexual assault, child endangerment, & accomplice/conspiracy  
(has been stolen, etc.)

and may be found in the legal custody and/or physical custody of the state agencies described in EXHIBIT C  
(in the possession of A.B. or any other person)

at premises described in EXHIBIT C.

(identify)

4. The property for which I seek the issuance of a search warrant is the following:

(here described the property as particularly as possible)

The personnel records of the YDC/DHHS employees named in EXHIBIT B.

Wherefore, I request that the court issue a warrant and order of seizure, authorizing the search of, the premises described in  
EXHIBIT C

(identify premises and the persons to be searched)

and directing that if such property or evidence or any part thereof be found that it be seized and brought before the court;  
together with such other and further relief that the court may deem proper.

Kelly J Wardner  
(Trooper First Class Kelly Wardner)

The above named Affiant personally appeared ☒ / transmitted ☐ a signed copy of the documents by facsimile or electronic  
transmission and made oath, either in person or by telephone attesting that the foregoing affidavit is true.

and made oath that the foregoing affidavit by him subscribed is true.

Before me this 10<sup>th</sup> day of January 2020  
(Day) (Month / Year)

[Signature]  
Justice of the 6<sup>th</sup> Circuit Court

(Court seal)

WARRANT  
The State of New Hampshire

CJB-011397

Merrimack

1/10/20

To the Sheriffs of our several counties, or their deputies, any State Police Officer, or any Constable or Police Officer of any city or town, within our State.

Proof by affidavit (supplemented by oral statements under oath) having been made this day before

Elizabeth M. Leonard

by

(name of person authorized to issue warrant)

N.H. State Police Trooper First Class Kelly Wardner

that there is

(names of person or persons whose affidavits have been taken)

probable cause for believing that:

(certain property which has been stolen, embezzled, or fraudulently obtained; OR is intended for use or has been used as the means of committing a crime; OR is contraband; OR is evidence of the crime to which the probable cause upon which this search warrant is issued relates.)

Property—to wit, personnel and personnel-related records—contain evidence that will aid in the apprehension and conviction of staff who committed the crimes of assault under RSA chapter 631, sexual assault under RSA chapter 632-A, and child endangerment under RSA 639:3, or were accomplices or conspirators to those crimes and other related crimes.

may be found in the possession of the state agencies described in EXHIBIT C

(identify)

at premises located at the addresses and locations described in EXHIBIT C.

(specify)

We therefore command you in the daytime (or at any time of the day or night) to make an immediate search

of the addresses and locations described in EXHIBIT C

(identify premises)

and

(occupied by A.B.)

of the person of \_\_\_\_\_

(A.B. and any other identifiable individuals with respect to whom probable cause has been established by the affidavit

for the

or supplementary testimony.)

following property: (describe property)

Personnel and personnel-related records of the YDC/DHHS employees described in EXHIBIT B

and if you find any such property or any part thereof to bring it and the person in whose possession it is found

before

Concord District Court

at

(court having jurisdiction)

Concord

(location)

Dated at

Concord

(city or town)

this

10<sup>th</sup>

(Day)

day of

January 2020

(Month / Year)

(court seal)

Justice of the

[Signature]

6<sup>th</sup> Circuit Court

# **EXHIBIT B**



**EMPLOYEE LIST****YDC LEADERSHIP**

Peter FAVREAU, Commissioner  
 Ronald ADAMS, Deputy Commissioner  
 Robert BOISVERT, Operations Officer II  
 Phil NADEAU, Director of Residential Services, Administrator II  
 Robert DECKER, Assistant Director of Residential Services, Supervisor V  
 Virgil BOSSOM, Training Development Manager  
 Wayne EIGABROADT, Training Coordinator  
 Rochelle EDMARK, Ombudsman  
 Sylvia GALE, Investigation Specialist  
 Douglas BEATON, Investigation Officer

**COTTAGE STAFF****East Cottage**

Brad ASBURY, House Leader  
 Bob KUKLA, Assistant House Leader  
 Jeff BUSKEY, Youth Counselor I  
 Dan GRAY, Youth Counselor  
 Steve MURPHY, Youth Counselor  
 Tim ROY, Youth Counselor II  
 James WOODLOCK, Youth Counselor III

**King Cottage**

Gordon "Tom" SEARLES, House Leader  
 Richard BROWN, Assistant House Leader  
 Frank DAVIS, Youth Counselor II  
 Paul KAFEGELIS, Youth Counselor III

**Spaulding Cottage**

Lucien POULETTE, House Leader (perpetrator)  
 Dick Croteau, Youth Counselor III

**Sanders Cottage**

Dave BALL, House Leader  
 Constance BEAUDOIN, Assistant House Leader  
 Lamont HICKS, Assistant House Leader  
 Katherine COOLEY, Youth Counselor II

**CONTRACT EMPLOYEES**

[REDACTED] Brother-religious order

# EXHIBIT C

## LOCATION OF EVIDENCE SOUGHT

The records sought are in the legal and/or physical custody of three state agencies: the Department of Health and Human Services, the Department of Administrative Services/Division of Personnel, and/or the Secretary of State / Division of Archives and Records Management. The physical location of the records is unknown. The records might be stored at one or more of the following addresses, or some other address:

- The Sununu Youth Services Center, Administration Building, 1056 River Road, Manchester, NH 03104.
- DHHS, 129 Pleasant Street (Fred H. Brown Building), Concord, NH 03301.
- DHHS, 105 Pleasant Street (Main Building), Concord, NH 03301.
- Department of Administrative Services, 25 Capitol Street, 03301.
- Department of Administrative Services, Div. of Personnel, 28 School Street, Concord, NH 03301.
- Secretary of State, Division of Archives and Records Management, 9 Ratification Way, Concord, NH 03301.

The records may also be maintained at these or other places in digital format on computers or data storage devices including but not limited to servers, external hard drives, thumb drives, and discs.

## RETURN

I received the attached search warrant on 1/10 20 and have  
(Month / Day) (Year)

executed it as follows:

On 1/10 20 at 1:00 o'clock PM, I  
(Month / Day) (Year)

searched the state agencies described in Exhibit C described in the warrant and I  
(the persons and the premises searched)

left a copy of the warrant with Nancy Smith, Senior Assistant Attorney  
(names of persons searched and occupant if not a person searched; describe the premises searched if occupant

General who is representing the listed State Agencies  
not present.)

at NH Attorney General's Office together with a receipt for the items seized.  
(the premises searched)

The following is an inventory of property taken pursuant to the warrant:

Warrant served on listed State Agencies. Results pending.

This inventory was made in the presence of

Trooper First Class Kelly Wardner

I swear that this inventory is a true and detailed account of all the property taken by me on the warrant.

Kelly J. Wardner  
(Signature)

Subscribed and sworn to and returned before me this 10<sup>th</sup> day  
(Day)

of January, 2020  
(Month / Year)

Denise M. Robarge  
Justice of the Peace

DENISE M. ROBARGE  
Justice of the Peace, State of New Hampshire  
My Commission Expires June 19, 2024

**THE STATE OF NEW HAMPSHIRE**  
6th Circuit— District Division— Concord

MERRIMACK, SS

JANUARY 2020

**SUPPORTING AFFIDAVIT FOR ISSUANCE OF ARREST WARRANT**

I, Trooper First Class Kelly Wardner, being duly sworn depose and say as follows:

**INTRODUCTION**

1. I am a Trooper First Class with the New Hampshire State Police assigned as a Detective in the Major Crime Unit. I have been employed with the Department of Safety, Division of State Police since March of 2006. I completed my basic police training at the New Hampshire Police Standards and Training graduating in June 2006 from the 140th full time academy. Previously, I was assigned as a patrol trooper at the Troop C barracks in Keene and as a detective in the Special Investigations Unit. I have attended and successfully completed numerous courses, seminars and other specialized training in the field of criminal investigation, computer crimes, death investigation, and crime scene investigation. I have completed the United State Secret Service Basic Computer Evidence Recovery Training and I am a Cellebrite Certified Operator and Cellebrite Certified Physical Analyst. I am an affiliate member of the New Hampshire Internet Crimes Against Children (NH ICAC) Taskforce and also a Homeland Security Investigations (HSI) RAC Manchester Title 19 Task Force Officer. Throughout my employment with the State Police, I have conducted and been involved in numerous investigations involving homicide, death investigations, sexual assaults, domestic violence, child pornography, computer crimes and other child exploitation cases.
2. As set forth below, the factual basis for the issuance of this warrant is based upon information obtained by my own personal knowledge, observations and beliefs, my training and experience, information provided to me by other law enforcement officers and the experience of other law enforcement officials, state employees and other agents assigned to this investigation.
3. On July 25, 2019, Attorney General Gordon J. MacDonald announced that the New Hampshire Department of Justice (NHDOJ) had initiated a criminal investigation into physical and sexual abuse, child endangerment, and any related crimes occurring during the period of 1990-2000 at the Youth Development Center (YDC) at 1056 River Road in Manchester. The investigation commenced as the result of 84 aggravated felonious sexual assault (AFSA) indictments returned by a Hillsborough County grand jury on July 25, 2019 against Jeffrey BUSKEY and Stephen MURPHY, former YDC "Youth Counselors." The victim

of these assaults is D.M. (d.o.b. 09/06/81), who was committed to YDC as a child in the 1990s.

4. D.M.'s 2017 allegations were a starting point for an investigation into abuse at YDC by Sgt. Kelly HEALEY of the New Hampshire State Police. However, abuse at YDC had been previously litigated, investigated, and charged. First, in 2011, the victim S.C. (d.o.b 12/21/81), through counsel, sued the State for negligence arising from his allegations of abuse at YDC by Lucien POULETTE, a former House Leader at YDC, and [REDACTED], a YDC volunteer. In October 2015, POULETTE was indicted on charges of AFSA against victim S.C. Those charges were later dismissed by the prosecutor because S.C. was unable to go forward. The NHDOJ criminal investigation encompasses S.C.'s allegations, and new indictments against POULETTE are possible.
5. Some of the victims, when first contacted by Sgt. Healey in 2017, did not disclose the more egregious aspects of their abuse, or did not disclose abuse at all. Many of the male victims, who were by then in their late 30s, were either incarcerated or on probation when they met with HEALEY. (Most of the victims are now convicted felons.) Based on my training and experience, and the experience of sexual assault investigators with whom I work, I know that it is common for institutionalized victims, who might face ridicule and abuse as the result of disclosing sexual abuse, to avoid disclosing that abuse. In fact, D.T., whose allegations are described below, made clear during one of my two November 2019 interviews with him that when Sgt. HEALEY interviewed him 2017 at the Maine prison in which he was incarcerated, he did not feel comfortable discussing his YDC abuse because he was uncertain of the ramifications of such a discussion amongst the inmate population.
6. It should be noted that all the known victims but S.C. are currently represented by civil lawyers.
7. The NHDOJ investigation is led by a team of three prosecutors and two investigators in the Criminal Justice Bureau. As discussed further below, the team has interviewed three additional victims, and has identified more than a dozen more. The team has also interviewed several former YDC employees.
8. The investigation team has also obtained thousands of pages of YDC records from DHHS via court order, and has secured additional YDC records from DHHS as the result of records-release forms signed by several victims and other witnesses.

9. [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**THE PURPOSE OF THIS AFFIDAVIT:**  
**ESTABLISH PROBABLE CAUSE TO OBTAIN PERSONNEL RECORDS**

10. This affidavit is intended to describe facts and circumstances which demonstrate that there is a substantial likelihood that the personnel and personnel-related records of the YDC/DHHS employees listed below contain evidence that will aid in the apprehension and conviction of staff who committed the crimes of assault under RSA chapter 631, sexual assault under RSA chapter 632-A, and child endangerment under RSA 639:3, or were accomplices or conspirators to those crimes and any other crimes supported by the evidence described.
11. Described below are some of details concerning some of the many incidents of abuse reported by victims who have communicated with the State thus far. The purpose of these descriptions is to demonstrate the pervasiveness of the abuse, in order to establish the substantial likelihood that staff, their supervisors, and YDC leadership had at least some awareness of the abuse. However, not all the allegations of abuse are recounted here, and the recitation here of the facts concerning the allegations is not intended to be exhaustive.

**YDC HIERARCHY & ORGANIZATION**

12. During the latter half of the 1990s, YDC and its sister facility, the Youth Detention Services Unit, comprised the Department of Youth Development Services, an independent state agency. In about 2001 or 2002, YDC—now known as the Sununu Youth Services Center—was reintegrated into the Department of Health and Human Services (DHHS).
13. Records obtained from DHHS indicate that during at least some portion of the time period currently relevant to the NHDOJ criminal investigation, the senior personnel at the agency, all of whom were headquartered on the YDC campus in Manchester, were as follows:

**YDC LEADERSHIP**

Peter FAVREAU, Commissioner

Ronald ADAMS, Deputy Commissioner (lived on site, at YDC)

Robert BOISVERT, Operations Officer II

Phil NADEAU, Director of Residential Services, Administrator II

Robert DECKER, Assistant Director of Residential Services, Supervisor V

Virgil BOSSOM, Training Development Manager

Wayne EIGABROADT, Training Coordinator

Rochelle EDMARK, Ombudsman

Sylvia GALE, Investigation Specialist

Douglas BEATON, Investigation Officer

14. Records and witness statements indicate that the children committed to or otherwise detained at YDC were housed in two-story brick “cottages” on the YDC campus, including East Cottage, King Cottage, Spaulding Cottage, and Sanders Cottage. Girls were relegated to Sanders Cottage, while boys were moved between East, King, and Spaulding.
15. King Cottage was YDC’s maximum-security cottage. As discussed further below, however, boys who were moved from King to the less-restrictive East Cottage frequently requested transfer back to King, a counterintuitive preference that alarmed Rochelle EDMARK, the YDC Ombudsman hired in 1998 or 1999.
16. Each child was assigned his or her own small room or cell. The children were locked in their rooms during the night and when confined there as disciplinary punishment. Many of the children (who are now adults) interviewed by investigators described being locked in their rooms—or witnessing other children being locked in their rooms—for weeks at a time.
17. Evidence obtained in the course of the investigation indicates that the cottages were staffed by a House Leader (sometimes referred to as a House Director), an Assistant House Leader and two to four Youth Counselors. House Leaders reported to the Director of Residential Services, who reported to the YDC Commissioner and Assistant Commissioner. Below is a list of the names of cottage staff, and their titles, which witnesses have indicated perpetrated, sanctioned, or should have information about the abuse of the children in their charge. If the staff member has been identified by one or more victims as a perpetrator of physical or sexual abuse, that status is noted in bold text and in a parenthetical.

#### **COTTAGE STAFF**

##### East Cottage

Brad ASBURY, House Leader

Bob KUKLA, Assistant House Leader

**Jeff BUSKEY, Youth Counselor I (perpetrator)**

**Dan GRAY, Youth Counselor (perpetrator)**

**Steve MURPHY, Youth Counselor (perpetrator)**

Tim ROY, Youth Counselor II

**James WOODLOCK, Youth Counselor III (perpetrator)**

King Cottage

**Gordon “Tom” SEARLES, House Leader (perpetrator)**

Richard BROWN, Assistant House Leader

**Frank DAVIS, Youth Counselor II (perpetrator)**

Paul KAFEGELIS, Youth Counselor III

Spaulding Cottage

**Lucien POULETTE, House Leader (perpetrator)**

Dick Croteau, Youth Counselor III

Sanders Cottage

Dave BALL, House Leader

Constance BEAUDOIN, Assistant House Leader

**Lamont HICKS, Assistant House Leader (perpetrator)**

Katherine COOLEY, Youth Counselor II

18. Youth Counselors were responsible for running the cottages and supervising the children. Despite that title, it does not appear that Youth Counselors had any counseling or therapy credentials. Jeff BUSKEY, for example, was a part-time police officer. According to EDMARK, cottage staff were primarily men who wanted to be police or prison correctional officers who could not secure those jobs because they were unqualified. They were not trained to work with children. Youth counselors with the “III” designation has supervisory authority over less senior youth counselors.
19. In addition, the evidence obtained to date suggests that YDC also hired freelance employees on a contract basis. One of those employees was:

[REDACTED] {Religious order} [REDACTED]



**VICTIM B.R. — ABUSE BY TOM SEARLES**

20. B.R. (d.o.b. 7/5/80) was committed to YDC in March 1993, when he was 12 years old. He was discharged in 1998, just before his 18<sup>th</sup> birthday.
21. I interviewed B.R. on October 17, 2019. The interview was audio-recorded. Throughout the interview, B.R. was extremely emotional, upset, angry, and reluctant to speak. He required several breaks during the course of conversation.
22. B.R. described himself as a “super skinny,” “tiny” kid. He disclosed an incident which occurred in King Cottage House Leader Tom SEARLES’s office. There, SEARLES asked B.R. why he kept fighting with staff.
23. SEARLES asked B.R. what B.R. could do for SEARLES. B.R. was tired of being locked in his room. B.R., who had been sexually abused as a child and was also a child perpetrator of sexual abuse, got on his knees. He told SEARLES, “I will do whatever you want, ... just help me out. ... [Y]ou can tell all the [cottage staff] to leave me alone. [Y]ou can make it happen. ... I know you can.” In response, B.R. said, SEARLES “undid his pants, pulled them down, and like all his fat and hair just—it was so gross. And I did. I had his penis, and I started just playing with it, trying to get it a little harder or something.... He smelled. I did it. I just wanted to get out so bad.... I finished and I swallowed and everything....”
24. As a reward for performing oral sex on SEARLES, B.R. was allowed out of his room for a day. However, shortly thereafter, when SEARLES went on vacation, B.R. was put back in his room.
25. B.R. continued to give SEARLES “sexual favors.” This always happened in SEARLES’s office, and always after B.R. got in trouble for doing something really bad.
26. B.R. believed that the first act of oral sex with SEARLES occurred when B.R. returned from a placement in Massachusetts. DHHS records indicate that this might have been in late 1995, when B.R. was 15 years old. However, additional information is needed to pinpoint the time frame of the abuse.
27. There is probable cause to believe that SEARLES committed the crime of AFSA, contrary to RSA 632-A:2, and FSA, contrary to RSA 632-A:3, II.

VICTIMS J.F., J.L., and S.C. — ABUSE BY LUCIEN POULETTE & [REDACTED]

28. Abuse by Lucien POULETTE. J.F. (d.o.b. 10/19/82) was committed to YDC in the 1990s. [REDACTED]
29. Sgt. HEALEY interviewed J.F. on July 1, 2015. The interview was recorded. J.F. recounted living in Spaulding Cottage while POULETTE was House Leader. Spaulding was the least restrictive cottage.
30. J.F. told Sgt. HEALEY that when he (J.F.) was 15 years old, POULETTE made him strip naked in his office, ostensibly to check for contraband, and would “pat” J.F. while he was naked. The “patting,” however, felt inappropriate. It was more like caressing. As POULETTE stood behind J.F. “patting him,” POULETTE would “play with his” [POULETTE’s] penis. J.F. saw this by looking over his shoulder, and could feel it since POULETTE was right behind him as he played with himself. He felt ashamed and could not tell anyone about this. According to Sgt. HEALEY, as J.F. spoke of these things, his face turned red, he put his head down, and he became flustered.
31. J.L. (d.o.b. 10/26/81) was committed to YDC from 1996 to 1998. J.L. spoke with Sgt. HEALEY in July 2015. J.L. said that lived at Spaulding Cottage. He recounted being caressed by POULETTE and told to strip naked, ostensibly to check to see whether J.L. “had candy on him.” This happened in the bathroom just outside POULETTE’s office. J.L. never told anyone because he was afraid he would never be released from YDC if he did. As J.L. talked about these things, he became upset and had tears running from his eyes. His lip quivered and he kept biting the inside of his lip.
32. While employed by YDC, Sgt. HEALEY herself observed that POULETTE constantly touched and caressed the boys committed to YDC.
33. S.C. (d.o.b 12/21/81) was committed to YDC from December 1996 to January 1999. In 2011, S.C., through counsel, sued YDC for negligence for failing to protect him from the abuse of POULETTE and [REDACTED], a YDC volunteer. S.C. was awarded a cash settlement.
34. S.C. disclosed his sexual abuse by POULETTE (and by [REDACTED], as described below) in the course of his civil litigation against the State and in a recorded interview conducted by the New Hampshire State Police in 2011. S.C. disclosed that POULETTE was always “very touchy feely” with him. POULETTE first sexually assaulted S.C. in 1997. After summoning S.C. to his Spaulding Cottage office to lecture him about his behavior, POULETTE came up behind S.C. and pulled him close. S.C. could feel POULETTE’s erection on his

backside. POULETTE told S.C. that if he started behaving, he would get privileges like furloughs. POULETTE began to touch S.C.'s genitals, but stopped when there was a knock on the door.

35. The second incident of abuse also took place in POULETTE's office. This time POULETTE was at his desk sitting in his chair. S.C. believed that he was 14 years old. POULETTE again made promises of furloughs to S.C. POULETTE touched S.C.'s penis under his pants. POULETTE sat down in his chair and pulled down S.C.'s pants. S.C. was standing up with his butt facing POULETTE while he sat in his chair. POULETTE had his pants down and his penis out. He opened a drawer and put something on his hand and rubbed it on his penis and up S.C.'s "butt crack." He told S.C. to sit on him. S.C. knew it was going to hurt so he put one hand on the corner of the desk and one on the arm of the chair and bent down. POULETTE put his penis in S.C. It hurt. S.C. was trying to pull away but POULETTE held him by the waist. When he was done S.C. pulled up his pants. POULETTE told S.C. he would get his furlough. When S.C. returned to his room and wiped his butt, he saw something brown, but could not tell if it was blood or feces.
36. POULETTE was interviewed by N.H. State Police Det. Thomas FORSLEY in August 2012. He denied sexually abusing children at YDC.
37. In 2015, based on S.C.'s allegations, a Hillsborough County Grand Jury found probable cause to indict Poulette on two counts AFSA: one alleging that he rubbed S.C.'s genitals, and one alleging that he inserted his penis into S.C.'s anal opening.
38. Abuse by [REDACTED]. In a recorded interview conducted by FORSLEY in 2011, S.C. said that he met [REDACTED] at YDSU. When S.C. was committed to YDC (which was from December 1996 to January 1999), [REDACTED] would do favors for S.C. such as relaying messages between S.C. and a friend at YDSU. S.C. said [REDACTED] was very "touchy feely" with him.
39. On one occasion, when S.C. was on "room restriction," [REDACTED] came to his room with a letter from S.C.'s friend. [REDACTED] told S.C. that he was doing this for S.C. because S.C. was special. [REDACTED] sat down next to S.C. on S.C.'s bed. As S.C. read the letter, [REDACTED] began to rub S.C.'s leg. S.C. thought this was strange but didn't say anything. [REDACTED] moved his hand up to S.C.'s penis and rubbed it through S.C.'s pants until it was erect. [REDACTED] also masturbated S.C. on another occasion.
40. S.C. did not tell anyone because YDC was "not the type of place to be able to discuss anything. Those kids would torture you.... If something like that came up they would be tortured horrendously."

41. State Police Det. Thomas FORSLEY conducted a records interview of [REDACTED] in July 2012. [REDACTED] said that from 1991 to 2005, he held the position of Chaplain at YDC. He referred to himself as a “contracted employee.” [REDACTED] said he counseled and prayed with the boys but denied having physical contact with them, telling FORSLEY that he was trained not to offer comfort in that manner.
42. [REDACTED] confirmed that the boys would be locked in their rooms on “restriction” as punishment.
43. There is cause to believe that [REDACTED] conduct constitutes the crime of FSA, contrary to RSA 632-A:3, II.

**VICTIM D.M. — ABUSE BY JEFFREY BUSKEY, STEPHEN MURPHY,  
FRANK DAVIS, & JAMES WOODLOCK**

44. On January 17, 2017, D.M. reported to the Manchester Police Department that while he was committed to YDC, he was sexually and physically assaulted by YDC employees. D.M. reported that he was 14 years old at the time he was committed to YDC, in 1995. D.M. reported being sexually assaulted by several staff members on hundreds of occasions during his commitment at YDC. He reported that [REDACTED], a YDC nurse, was involved in covering up the abuse.
45. On January 23, 2017, New Hampshire State Police Sergeant Kelly HEALEY received notification that the Manchester Police Department had taken a report from D.M. of sexual assault that occurred at YDC during his commitment there. Records subsequently obtained from YDC indicate D.M. was in state custody at YDC from December 1, 1995 until September 6, 1999, from the age of 14 until his eighteenth birthday.
46. Sergeant HEALEY has been employed by the N.H. State Police since 2008. Prior to this, during the 1990s, Sgt. HEALEY was employed at the YDC as a physical education and health teacher.
47. On February 28, 2017, Sgt. HEALEY interviewed D.M., who told her that he was sexually assaulted by BUSKEY, MURPHY, and Frank DAVIS, and that James WOODLOCK assisted both MURPHY and BUSKEY during the assaults, by either holding D.M. down, or acting as a lookout. The interview was audio-recorded. D.M. said that the nurse who examined him after the abuse, who he previously identified as [REDACTED], refused to take pictures of his injuries and accused him of causing his injuries himself.

48. D.M.'s YDC medical records confirm that in May 1998, [REDACTED] was asked to check on D.M. after he was restrained by staff. [REDACTED] dismissed D.M.'s complaints and failed to photograph his injuries, which she characterized as insignificant.
49. Sgt. HEALEY interviewed D.M. several times from 2017-2018. In the course of those interviews, D.M. sometimes sobbed, became physically ill, and/or became so upset that he would require breaks.
50. **Abuse by Frank DAVIS.** D.M. reported that he was abused by staff more frequently when he was sent to solitary confinement. The first time that DAVIS abused D.M., D.M. was in King Cottage in solitary confinement for 10 days as a result of his being absent without leave (AWOL) from YDC. D.M. believed that he went AWOL around Christmas 1996, and that DAVIS sexually assaulted him in January 1997, when he was 15 years old.
51. D.M. was in the East Wing of King Cottage, where the jail-like cells were located. There was a toilet, a sink, and a bed in D.M.'s cell. DAVIS entered D.M.'s cell and told him to strip. DAVIS told D.M. to lean over the bed. DAVIS had with him a packet of Vaseline. D.M. prepared himself for a cavity search, but DAVIS instead sodomized D.M., forcing his penis into D.M.'s anus.
52. There is cause to believe that DAVIS's conduct constitutes the crime of AFSA, pursuant to RSA 632-A:2.
53. **Abuse by Jeffrey BUSKEY & James WOODLOCK.** D.M. reported that beginning in 1997 or 1998, when he was 15 or 16 years old, BUSKEY was his counselor at East Cottage. He felt close to BUSKEY and loved him like a brother. BUSKEY gave D.M. gifts, like a special brand of cereal that the other children did not get to eat.
54. The first time that BUSKEY sexually assaulted D.M. was around Halloween 1997. BUSKEY knew that D.M.'s girlfriend was being released from another juvenile facility. BUSKEY brought D.M. to the "cage"—an area in the cottages used by staff—to use the phone to call his girlfriend. Being allowed to use the phone in the cage was a special privilege for YDC children. Once in the cage, however, BUSKEY forced D.M. to call his girlfriend to break up with her. He told D.M. that if he did not break up with her, D.M. would not be permitted a home furlough for Thanksgiving.
55. After that, BUSKEY forced D.M. to perform oral sex on him as often as four times per week. This typically occurred in D.M.'s cell. BUSKEY would hit D.M. or force him down. D.M. said that his cell door would automatically lock when the door was shut. To avoid being locked in D.M.'s cell, BUSKEY would prop the door open.

56. D.M. reported an incident in 1998, in East Cottage, when BUSKEY came to his cell door. D.M. told BUSKEY to fuck off. BUSKEY left but came back with James WOODLOCK. BUSKEY threw D.M. on his mattress and punched him hard in the face. D.M.'s arms were pinned underneath him. According to D.M., "[s]omebody's got my legs"—presumably, WOODLOCK. BUSKEY forced his penis into D.M.'s "ass," "pull[ed] out," and ejaculated all over D.M.
57. A nurse later came to see D.M. but D.M. did not disclose the abuse. Staff moved D.M. to King Cottage, where Gordon "Tom" SEARLES, the Cottage Director, visited him. D.M. disclosed the abuse to SEARLES; in response, SEARLES said, "that never fucking happened."
58. BUSKEY also sodomized D.M. in his (BUSKEY's) Manchester apartment. D.M. belonged to an outside basketball team called Christian Calvary, which gave BUSKEY a reason to take D.M. off YDC grounds. On one occasion, BUSKEY took D.M. off campus, purportedly to basketball practice. Instead, BUSKEY took D.M. to an apartment in Manchester. D.M. described the apartment's interior and said that BUSKEY told him that he had a male roommate. Once inside, BUSKEY held a gun to D.M.'s head and forced his penis into D.M.'s mouth, where BUSKEY ejaculated. D.M. recalled gagging and being told by BUSKEY that because BUSKEY was a cop, no one would believe D.M. if he ever told. D.M. believed that this occurred in March or April 1998.
59. Sgt. HEALEY's investigation determined that in the late 1990s, BUSKEY indeed rented an apartment in Manchester, and that he had a male roommate. Additional investigation has resulted in obtaining DHHS records that confirm that BUSKEY indeed took D.M. off campus. It appears that BUSKEY took D.M. off campus by himself in late 1997.
60. D.M. said the last time he was raped at YDC occurred the day he was suffered a severe groin injury while BUSKEY raped him. D.M.'s YDC records show that he was treated for a groin injury on 6/22/98 at the doctor's office at 102 Bay Street in Manchester and 9/12/98 he was transported to the Elliot Hospital for a groin injury.
61. On February 12, 2019 Assistant Hillsborough County Attorney Leslie Gill and Sgt. HEALEY met with Attorney Tom Ficarra and WOODLOCK at the Hillsborough County Attorney's Office (Northern District) for a proffer session, which was recorded. WOODLOCK was told that D.M. had accused him of holding D.M. down while BUSKEY sodomized him and WOODLOCK said "it's not true." WOODLOCK could not come up with a motive as to why D.M. was saying he was sodomized. WOODLOCK said, "I don't believe it happened and it certainly didn't happen when I heard it or saw it." He acknowledged, however, that "it's possible it happened, but it didn't happen on my watch."

62. BUSKEY has been indicted on multiple counts of AFSA, pursuant to RSA 632-A:2. WOODLOCK's conduct, as described above, constitutes the crimes of conspiracy and/or accomplice to AFSA.
63. *Abuse by Steve MURPHY & James WOODLOCK*. D.M. reported that MURPHY never sodomized him. Instead, MURPHY forced D.M. to perform oral sex on him. D.M. estimated that this occurred more than 100 times. When the abuse occurred in D.M.'s room, WOODLOCK was "always there" to keep the door from locking.
64. D.M. recalled an incident of abuse which was preceded by his getting into a fight with a boy who said to D.M., "[W]as that you I heard getting it in your ass last night?" Later, back at East Cottage, MURPHY ordered D.M. to go to his cell. MURPHY and WOODLOCK opened D.M.'s cell and told him to strip. They threw D.M. on the metal frame of his bed, where D.M.'s penis and testicles got stuck. MURPHY got on top of D.M. and began to punch him. D.M. could feel MURPHY's penis get erect. MURPHY took his penis in his hand, put it in D.M.'s face, and ejaculated. D.M. attempted to fight back but WOODLOCK held his legs.
65. D.M. described an incident in the fall of 1997 which began with WOODLOCK and MURPHY pulling him out of line as the boys were lining up at East Cottage. WOODLOCK and MURPHY brought D.M. to his room. One of the two—D.M. did not know which—pushed D.M. into his cell. MURPHY called D.M. "a little cock sucker" and told him he knew D.M. "like[d] it." MURPHY pushed down on D.M.'s shoulders, forcing D.M. onto his knees. MURPHY made D.M. perform oral sex on him. D.M. said that WOODLOCK stood "guard" at the door, inside of D.M.'s cell, propping the door open. According to D.M., if the door wasn't propped open it would lock them inside the room. D.M. said that as he was being forced to fellate MURPHY, he attempted to pull away but MURPHY grabbed the back of D.M.'s head and told him no.
66. About a week later, D.M. said, MURPHY took D.M. into the Cottage check room, where D.M. worked. MURPHY attempted to get D.M. to perform oral sex. When D.M. resisted, MURPHY beat him, so D.M. gave in.
67. In February 2019, Sgt. HEALEY interviewed James WOODLOCK. She asked WOODLOCK to describe the process of "checking" on a resident that was in room confinement. WOODLOCK said there was a control room that was manned by staff and communication between staff and juveniles was done via intercom. (WOODLOCK said there were no cameras at YDC in the late 1990s.) WOODLOCK said it would have been possible for one person to go into the control room and get the key to manually open a locked door to a juvenile's room. He indicated the doors would lock automatically if it was not propped open.

WOODLOCK acknowledged it was possible for staff to get locked into a room with a juvenile if the door was not propped open.

68. MURPHY has been indicted on multiple counts of AFSA, pursuant to RSA 632-A:2. WOODLOCK's conduct, as described above, constitutes the crimes of conspiracy and/or accomplice to AFSA.

**VICTIM C.M. — ABUSE BY JEFFREY BUSKEY & [REDACTED]**

69. C.M. (d.o.b. 2/17/81) was committed to YDC in January 1996. She was 14 years old. She discharged on February 17, 1999, her 17<sup>th</sup> birthday.
70. I conducted a recorded interview of C.M. on October 18, 2019. She told me that she lived in Sanders Cottage. On the residency floor of the cottage was a "suicide room." A girl name H. was held in the "suicide room." The other girls could see into the room, and saw H. writing on the walls with her own blood. The girls would hear staff rushing into the suicide room.
71. Abuse by Jeffrey BUSKEY. When a resident in Sanders was placed on "restriction"—because they had misbehaved in some manner—they were locked in their rooms all day and night, allowed to walk the hallways periodically and to go to the bathroom. They were not permitted to attend school. David BALL, the Sanders Cottage House Leader, determined the length of the restriction, which could be as long as 10 days.
72. Girls could achieve privileges if they behaved. For example, they were allowed to attend "socials" at Sanders, when similarly situated boys, accompanied by staff, would come to Sanders for pizza and listen to music with the girls.
73. C.M. and D.M. "dated" at YDC. On one occasion, believed to be in the fall of 1996, Jeff BUSKEY, an East Cottage Youth Counselor, accompanied D.M. to a pizza social at Sanders Cottage. At the end of the social, C.M. went to her locker to retrieve a note to give to D.M. BUSKEY commanded her to stay where she was. C.M. came out of the locker area and BUSKEY grabbed her by the back of her hair. He pulled her down onto the floor. She was on her knees. He shoved his hard penis into her mouth over and over.
74. During the interview, C.M. was distraught when she had to describe these events, which she could not do without taking a break. She cried and expressed shame and guilt.
75. A later interview with Connie BEAUDOIN, a former Youth Counselor at Sanders and other YDC cottages, confirmed that "socials" were a regular occurrence at Sanders.



76. There is cause to believe that BUSKEY's conduct constitutes the crime of AFSA, pursuant to RSA 632-A:2.
77. Abuse by [REDACTED]. One evening while locked in her room, C.M. knocked to ask to go to the bathroom. [REDACTED], a Sanders Cottage Youth Counselor, unlocked her door and let her out of her room. As he escorted C.M. to the bathroom, he took her hand and put it on his crotch. After that incident, [REDACTED] had oral sex and intercourse with C.M. as many as 30 times, and attempted to have anal intercourse with her, all in her bedroom at night. This went on perhaps for longer than a year, until C.M. was discharged from YDC.
78. C.M. said the sexual encounters with [REDACTED], who was quite literally her jailer, were not forceful. At the time, they made her feel special. However, in disclosing the incidents, C.M. was upset, humiliated, and distressed. She expressed feeling "guilty" for having had a sexual relationship with [REDACTED].
79. Rochelle EDMARK, the YDC Ombudsman, [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
80. The investigation has not yet determined when these sexual acts occurred. C.M. believed they began soon after she arrived at YDC, when she would have been 14 or 15. There is cause to believe that [REDACTED] conduct constitutes the crimes of FSA, pursuant to RSA 632-A:3.

**VICTIM D.T. — ABUSE BY STEPHEN MURPHY, FRANK DAVIS, JAMES  
WOODLOCK, & TOM SEARLES**

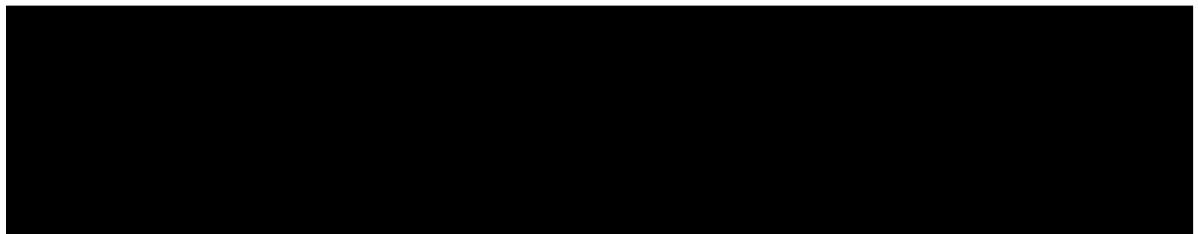
81. On June 1, 2017 Sgt. HEALEY met with D.T. (d.o.b. 07/07/1979) at the York County Jail in Alfred, Maine. D.T. said he was committed to YDC in the fall of 1993 and remained there until approximately 1996 or 1997. D.T. said he experienced physical and sexual abuse while he was at YDC. He described being beaten by WOODLOCK so severely that the blood vessels in his eyes burst, and said that both WOODLOCK and MURPHY touched him sexually.
82. D.T.'s allegations were not further pursued until NHDOJ's criminal investigation commenced. On November 8 and 13, 2019, I conducted recorded interviews of D.T. about his allegations of abuse. It was extremely difficult for D.T. to talk about his abuse; when he did, he cried, covered his head with his hands, and turned away. D.T. required breaks during the first interview and after that interview, he became suicidal, requiring hospitalization.

83. **Abuse by Frank DAVIS.** D.T. disclosed that while he was at King Cottage, Frank DAVIS would bring him to “the dungeon,” an area in the cottage where supplies were kept. Once there, DAVIS would turn the lights off and wrestle with D.T., who thought this was strange but did not say anything.
84. D.T. disclosed that after a few of these wrestling episodes, DAVIS told D.T. he could pick out new clothes in the dungeon, something D.T. considered a real privilege. DAVIS told D.T. to take off his clothes and underwear. When D.T. did that, DAVIS wrestled D.T. to the floor and flipped him on his belly. DAVIS spread D.T.’s legs and penetrated D.T.’s “back side” with his penis.
85. It should be noted that on July 5, 2017, Sgt. HEALEY conducted a telephonic interview with Tom SEARLES, who had been DAVIS’s supervisor at King Cottage. When asked about DAVIS, SEARLES said “Frank had issues with hands-on and wrestling all the time with the kids after he was told not to.” SEARLES denied knowing that DAVIS sexually abused any of the boys but reiterated that DAVIS did not follow the directive to not have “hands on with the kids.”
86. Further, on July 6, 2017, Sgt. HEALEY conducted a recorded interview of DAVIS. DAVIS admitted that he “wrestled once in a while” with the boys and said that it was “very possible” that they “could have construed [the wrestling] as ... touching them the way they shouldn’t have been touched,” but denied actually touching them in that way.
87. There is cause to believe that DAVIS’s conduct constitutes the crime of AFSA, pursuant to RSA 632-A:2.
88. **Abuse by Steve MURPHY.** D.T. reported that he had looked up to MURPHY, who was a star basketball player for a local college. When D.T. was allowed to go to basketball practice at YDC, MURPHY would position himself behind D.T., pretending to help D.T. with his shooting drills. When MURPHY did this, D.T. could feel MURPHY’s erect penis on his back.
89. This sexual behavior soon escalated. At one point, when D.T. was restricted to his room because he had assaulted another boy, MURPHY came into to his room. MURPHY told D.T. that he missed D.T. being on the basketball team. MURPHY came back to D.T.’s room later and told D.T. to take off his shorts and stand by the sink. MURPHY anally raped D.T. On other occasions, MURPHY performed fellatio on D.T. and made D.T. perform fellatio on him. MURPHY told D.T. that if he ever told, he would never get out of YDC.
90. There is cause to believe that MURPHY’s conduct constitutes the crime of AFSA, pursuant to RSA 632-A:2.

91. **Abuse by Gordon "Tom" SEARLES.** D.T. said that in 1995, when he was "locked down" in his room for assaulting another boy, SEARLES, the King Cottage House Leader, frequently came into D.T.'s room. SEARLES would say, "Hey, little fella," sit on the bed next to D.T., and rub D.T.'s leg in a comforting manner. SEARLES was a "big guy" with "fat sausage hands" and a bad hip that caused him to "waddle."
92. The first time that SEARLES raped D.T., they were sitting next to each other on the bed. SEARLES took D.T.'s penis and put it in his mouth. D.T. ejaculated, which made him feel humiliated. Two other times, SEARLES put his penis in D.T.'s mouth. On those occasions, D.T. would be sitting on his mattress and SEARLES would stand over him. After the abuse, SEARLES would use the sink in D.T.'s room and D.T. would cry.
93. While the abuse was going on, SEARLES gave D.T. special treatment, like being able to leave his room when he was supposed to be on lockdown. When staff would ask why D.T. was allowed out of his room, Dick CROTEAU would respond, "Oh, he's been commissioned by Tommy."
94. The last time SEARLES abused D.T., he anally raped him. The pain was so bad that D.T. wondered whether SEARLES had used something other than his penis to sodomize him.
95. There is cause to believe that SEARLES's conduct constitutes the crime of AFSA, pursuant to RSA 632-A:2.
96. **Abuse by Steve MURPHY & James WOODLOCK.** D.T. disclosed that between Thanksgiving and Christmas, possibly in 1995, when he was 16 years old, he was playing basketball in the gym when he was told he had a call from his mother waiting. D.T. was brought from the gym to East Cottage. When he got inside the cottage, House Leader Brad ASBURY, WOODLOCK, and MURPHY were there.
97. ASBURY said to D.T., "You're not going to act here like you did at King." WOODLOCK punched D.T., knocking him out. When he came to, MURPHY was wrapping a phone cord around his neck. When he came to again, ASBURY, WOODLOCK, and MURPHY were looking at his face. The strangulation had caused the blood vessels in D.T.'s eyes to burst. D.T. said that nurse came to see him but took no photographs.
98. D.T.'s YDC records, obtained from DHHS in December 2019, establish that this incident took place on December 12, 1995. In addition, amongst the other records obtained from DHHS in the course of this investigation are Cottage Log Books, which contain dated, handwritten entries by staff members concerning occurrences in the cottages. MURPHY and WOODLOCK both wrote Cottage Log Book entries dated December 12, 1995 that involve their physical restraint of

D.T. Neither Youth Counselor admitted to intentionally harming D.T. WOODLOCK wrote that he “us[ed] no more force than necessary.” MURPHY wrote, “Nurse notified – supervisor notified.” Even to the perpetrators claiming to have acted innocently, the incident warranted medical intervention and administrative oversight.

99. When WOODLOCK was interviewed at the Hillsborough County Attorney’s Office on February 12, 2019, he said that he remembered the incident. When asked why D.T. would accuse him of restraining D.T. to the point that the blood vessels in his eyes burst, WOODLOCK said the boys at YDC were “adolescent young men” that were frequently resistance to consequences. WOODLOCK acknowledged seeing D.T.’s eyes in the bloodshot condition. WOODLOCK believed that D.T. “did it to himself” to make the incident look worse than it was.
100. There are several witnesses to D.T.’s injury from the strangulation, including:
  - M.C., a child detainee at YDC in the 1990s, who told Sgt. HEALEY that she remembered seeing D.T. after he “was choked to the point where all of the blood vessels in his eyes broke.” M.C. said she heard D.T.’s injuries were caused by staff “restraint” but said she did not feel a restraint should involve choking.



101. There is cause to believe that WOODLOCK’s conduct constitutes the crime of second degree assault, contrary to RSA 631:2.

**VICTIM J.P.—ABUSE BY** [REDACTED]

102. J.P. (d.o.b. 3/3/86) called NHDOJ on October 14, 2019 to report his abuse by staff while at YDC. Investigator KINNEY met with J.P. on October 16.
103. J.P. told Investigator KINNEY that while on “room restriction” in King Cottage in late 2000 or early 2001, [REDACTED], the Assistant House Leader, came to J.P.’s room to hand J.P. his food tray. When J.P. reached out to take the tray, [REDACTED] slammed the door without warning, catching J.P.’s finger between the door and the frame. The door severed the tip of J.P.’s finger. He was bleeding and screaming in pain, but [REDACTED] did not assist him.
104. J.P. said that hospital staff could not reattach the tip of his finger. Instead, the wound was stitched closed.

105. J.P. signed a release authorizing the disclosure of his YDC records. Those records confirm that on July 18, 2000, J.P. was seen by medical staff for a "lacerated finger," which the staff note explained as follows: "During lunch, resident caught his finger in door jam." That note also indicates that Tom SEARLES transported J.P., presumably for medical treatment, though that is not clear. J.P.'s finger required sutures.
106. News articles and a publication from the New Hampshire Disability Rights Center located online establish that from 2000-2001, DCYF conducted a seven-month-long investigation into abuses of children by staff at YDC. The complaints investigated "included a boy who said he lost the tip of his finger when staff members slammed a door on it." Of the 25 reports of abuse investigated, 5 were determined to be founded. Copies of these articles and the relevant NHDRC publication excerpt are attached as EXHIBIT A.
107. Although additional investigation must be conducted regarding the circumstances of the incident in which J.P. lost the tip of his finger, there is reason to suspect that in slamming the door, [REDACTED] committed the crime of second degree assault, contrary to RSA 631:2.

[REDACTED]

108. [REDACTED]  
[REDACTED]  
[REDACTED]
109. [REDACTED]  
[REDACTED]
110. [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
111. [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]
112. [REDACTED]  
[REDACTED]  
[REDACTED]

113.

[REDACTED]

114.

[REDACTED]

115.

[REDACTED]

116.

[REDACTED]

117.

[REDACTED]

118.

[REDACTED]

[REDACTED]

119. [REDACTED]

120. [REDACTED]

121. [REDACTED]

[REDACTED]

122. [REDACTED]

123. [REDACTED]

124. [REDACTED]

125. [REDACTED]

126. [REDACTED]

127. [REDACTED]

128. [REDACTED]

129. [REDACTED]

130. [REDACTED]

131. [REDACTED]

132. [REDACTED]

133. [REDACTED]

134. [REDACTED]



[REDACTED]

135. [REDACTED]

136. [REDACTED]

137. [REDACTED]

#### INFORMATION ABOUT A 2000-2001 INVESTIGATION

138. As noted above, news articles published in April 2001, and a New Hampshire Disability Rights Center publication found online, establish that in 2000-2001, DCYF conducted a seven-month investigation into allegations of abuse of children by staff at YDC. Five of 25 allegations of abuse were deemed founded.
139. Copies of these articles and the relevant NHDRC publication excerpt are attached as EXHIBIT A.
140. DCYF announced the abuse was primarily due to staff using excessive force while physically restraining children.
141. According to the news articles and the NHDRC publication, two of the five employees who were accused in the cases where abuse was found left their jobs. (The employees are not named in the publications.) At least some of the three remaining employees were disciplined.
142. In addition, Peter FAVREAU, the YDC Commissioner, resigned in the midst of the investigation.
143. Joseph DIAMENT, who took over as commissioner from FAVREAU, was characterized as “downplaying” the problems at YDC. The New Hampshire

Attorney General's Office characterized the situation as involving "a very small group of employees."

144. Particularly given FAVREAU's resignation, the records likely contain evidence that cottage supervisors and YDC leadership knew or should have known about the abuse. If that is the case, then these individuals may have committed the crime of endangering the welfare of a child, pursuant to RSA 639:3, I ("A person is guilty of endangering the welfare of a child or incompetent if he knowingly endangers the welfare of a child under 18 years of age or of an incompetent person by purposely violating a duty of care, protection or support he owes to such child or incompetent....")

### **THE PERSONNEL RECORDS**

145. As noted above, the purpose of this affidavit is to describe facts and circumstances which demonstrate that there is a substantial likelihood that the personnel and personnel-related records of certain YDC/DHHS employees contain evidence that will aid in the apprehension and conviction of staff who committed the crimes of assault under RSA chapter 631, sexual assault under RSA chapter 632-A, child endangerment under RSA 639:3, and any other crimes supported by the evidence described, or were accomplices or conspirators to those crimes.
146. Upon information and belief, the personnel records at issue are in the legal and/or physical custody of three state agencies: the Department of Health and Human Services, the Department of Administrative Services/Division of Personnel, and/or the Secretary of State / Division of Archives and Records Management. The physical location of the records is unknown. The records might be stored at one or more of the following addresses, or some other address:
- The Sununu Youth Services Center, Administration Building, 1056 River Road, Manchester, NH 03104.
  - DHHS, 129 Pleasant Street (Fred H. Brown Building), Concord, NH 03301.
  - DHHS, 105 Pleasant Street (Main Building), Concord, NH 03301.
  - Department of Administrative Services, 25 Capitol Street, 03301
  - Department of Administrative Services, Div. of Personnel, 28 School Street, Concord, NH 03301
  - Secretary of State, Division of Archives and Records Management, 9 Ratification Way, Concord, NH 03301.
147. In addition, the records might be maintained in digital format.
148. These locations are described again in EXHIBIT C.
149. **The perpetrators' records.** The personnel records of the perpetrators are vital to the investigation because they will contain the perpetrators' dates of employ at

YDC, dates of any medical or other leave or absence, and staffing assignments. These dates and assignments are essential to the investigation because they will enable investigators to confirm that the perpetrators were at YDC and/or assigned to specific cottages at the same time as the child victims were. In the instances in which the victims cannot recall the year or time of year in which assaults occurred, these dates will assist in narrowing the timeframe of the assaults.

150. For example, as described above, the victim J.P. advised Investigator KINNEY that SEARLES was out of work a lot. J.P. believed that SEARLES's absences were due to back pain. In conjunction with other evidence, these absences would help investigators determine when SEARLES had access to his victims and the opportunities to commit his crimes.
151. In addition, the perpetrators' records will contain their job descriptions, information which is vital to establishing the elements of AFSA and FSA variants pertaining to a perpetrator's position of authority.
152. Further, the records will contain employee performance evaluations, which should include evidence of misconduct by assaultive staff. For example, as noted above, Tom SEARLES, who had been Frank DAVIS's supervisor at King Cottage, acknowledged to investigators that "Frank had issues with hands on and wrestling all the time with the kids after he was told not to." That criticism should be in DAVIS's records—and if it is not, that omission is some evidence of SEARLES's, or another supervisor's, complicity in DAVIS's inappropriate conduct.
153. Further, as noted below, five YDC employees resigned or were likely disciplined in the wake of a 2000-2001 investigation into abuse by staff of children at YDC. Thus, that information will be reflected in those employees' personnel records. There is cause to conclude that some or all of those employees are those named as perpetrators above.
154. Finally, the records will contain contact information for individuals—wives, husbands, partners, family members—who may have information, including admissions, about abuses committed by staff.
155. **The cottage staff's records.** The evidence known to date demonstrates that physical and sexual abuse of children committed to YDC during the 1990s was pervasive. There is thus cause to believe that other cottage staff were aware of the abuse. And the cottage supervisory staff—the House Leaders, Assistant House Leaders, and Youth Counselors ranked "III"—knew or should have known that the abuse was occurring. Thus, much like the perpetrators' records, the other cottage staff's records will contain their dates of employ at YDC, dates of any medical or other leave or absence, and staffing assignments. These dates and assignments are essential to the investigation because they will enable investigators to confirm that other staff was present and possibly witnessed the

abuse. In the instances in which the victims cannot recall the year or time of year in which assaults occurred, these dates will assist in narrowing the timeframe of the assaults.


156. Further, the records will contain contact information for individuals—wives, husbands, partners, family members—who may have information, including admissions, about abuses witnessed by staff.
157. In addition, the cottage supervisors' records will contain their job descriptions, information which is vital to establishing that they held positions of authority and demonstrating the likelihood that supervisors were aware of the abuse and permitted it to continue, subjecting them to potential criminal charges for endangering the welfare of a child contrary to RSA 639:3.
158. *Leadership staff's records.* The personnel records of YDC leadership—who knew or should have known of the pervasive abuse during 1990-2000—will similarly contain evidence critical to the investigation: their dates of employ at YDC, dates of any medical or other leave or absence, and staffing assignments. These dates and assignments are essential to the investigation because they will enable investigators to confirm that the leadership staff were at YDC at the same time the perpetrators and child victims were. The records will contain job descriptions, information which is vital to establishing that these individuals held positions of authority and demonstrating the likelihood that supervisors were aware of the abuse and permitted it to continue, subjecting them to potential criminal charges for endangering the welfare of a child pursuant to RSA 639:3.
159. Further, as noted above, Peter FAVREAU resigned in the wake of a 2000-2001 investigation into abuse by staff of children at YDC. Given that fact and [REDACTED], it is likely that FAVREAU's personnel records, and those of his next-in-command, Ron ADAMS, contain performance evaluations or other information indicating a tolerance for the abuses at YDC, and thus suggesting liability under RSA 639:3.
160. With regard to Virgil BOSSOM, the YDC Training Development Manager, and Wayne EIGABROADT, Training Coordinator: These two individuals were tasked with providing training to cottage staff during the 1990s. The pervasive abuses in the cottages provide cause to believe that BOSSOM and EIGABROADT knew of cottage staff "excesses" and provided them remedial training as a result. Thus, BOSSOM and EIGABROADT are potentially important witnesses and their personnel records will provide necessary information about their responsibilities, dates of employ, dates of absence, and the names of persons to whom they may have disclosed abuse, observation of abuse, or concerns about abuse at YDC.
161. Finally, with regard to Sylvia GALE and Douglas BEATON: These two individuals conducted investigations into the abuse of children by YDC staff.

Thus, they are potentially important witnesses and their personnel records will provide necessary information about their responsibilities, dates of employ, dates of absence, and the names of persons to whom they may have disclosed abuse, observation of abuse, or concerns about abuse at YDC.

Based on the foregoing, there is probable cause to believe that the personnel and personnel-related records of the YDC staff identified above and listed in EXHIBIT B contain evidence that will aid in the apprehension and conviction of staff who committed the crimes of AFSA, contrary to RSA 632-A:2; FSA, contrary to RSA 632-A:3; second degree assault, contrary to RSA 631:2; and endangering the welfare of a child, contrary to RSA 639:3; or were accomplices or conspirators to those crimes and any other crimes supported by the evidence described.

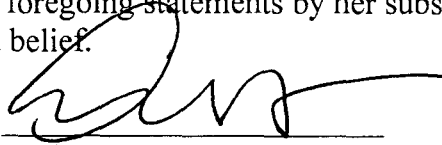
Wherefore, I request the Court issue a search warrant for YDC/DHHS personnel and personnel-related records as described above.

DATED: 1/10/20

  
TFC Kelly Wardner  
New Hampshire State Police

Then personally/~~telephonically~~/~~electronically~~ appeared before me the above-named Trooper First Class Kelly Wardner, and made oath that the foregoing statements by her subscribed are true and accurate to the best of her knowledge and belief.

DATED: 1/10/20

  
Justice of the Peace

# **EXHIBIT A**

1 of 1 DOCUMENT

The Associated Press State &amp; Local Wire

April 9, 2001, Monday, BC cycle

**Youth Detention Center probe turned over to attorney general****SECTION:** State and Regional**LENGTH:** 487 words**DATELINE:** CONCORD, N.H.

An investigation into child abuse allegations at the state's Youth Development Center has ended, capping a roller-coaster of a week for the Manchester reformatory.

On Monday, the center welcomed its new commissioner, Joseph Diament. The next day, a teen-age girl escaped after attacking two counselors with a metal pipe.

On Thursday, House lawmakers approved a plan to transfer control of the center to the Department of Health and Human Services, and on Friday, the attorney general's office said it had received the results of the investigation but had not yet reviewed them.

The investigation began last fall and intensified in November after descriptions of some allegations appeared in news accounts, spurring parents, juveniles being held at the facility and staff members to bring forward new complaints.

The complaints included a boy who said he lost the tip of his finger when staff members slammed a door on it and others who accused staff members of wrapping boys' heads in towels and slamming them against pool tables.

The center houses youths ages 12 to 17 who have been found guilty of crimes that would be felonies or misdemeanors if committed by adults.

Rep. Patricia Dowling, R-Derry, said she expects the investigation results to be made public within the next month. Dowling, chairwoman of the House Children and Family Law Committee, said findings of abuse are likely.

But Timothy Decker, a former juvenile probation officer who taught at the center, said he thinks the initial complaints were overblown.

"Several months ago, it sounded like widespread abuse and apparently the investigation has proven otherwise," said Decker, president of the State Employees Association.

The new commissioner, Joseph Diament, downplayed the center's tumultuous past.

"I'm not coming in with the assumption that things are in extreme disarray," he said. "I know there are problems. The staff is eager to the right thing for the kids."

Diament took over after former commissioner Peter Favreau resigned. Before he left, Favreau worked on making improvements rather than waiting for the investigation to end, said Donald Shumway, commissioner of the Department of Health and Human Services.

Those changes include personnel, training and management changes, he said.

Shumway supports the bill passed by the House last week that would return control of the center to his department, as it was before becoming a free-standing agency six years ago.

Youth Detention Center probe turned over to attorney general The Associated Press State & Local Wire April 9, 2001, Monday, BC cycle

"We believe it is an important consideration for legislators," he said. "It allows for children and families to not bounce between multiple state entities."

Meanwhile, authorities were still looking for the 15-year-old girl who escaped Tuesday. According to Diamant, Natasha Maunsell of Salem hit two female counselors in the head with a pipe before fleeing. Both counselors were expected to be released from the hospital by Monday.

**COUNTRY:** UNITED STATES (79%);

**STATE:** NEW HAMPSHIRE, USA (79%);

**CITY:** CONCORD, NH, USA (79%);

**COMPANY:** YOUTH DEVELOPMENT CENTER (62%); DEPARTMENT OF HEALTH & HUMAN SERVICES (61%);

**SUBJECT:** JUVENILE JUSTICE (91%); JUVENILE CRIME (90%); LEGISLATORS (90%); ATTORNEYS GENERAL (90%); LAWYERS (90%); CHILDREN (90%); FAMILY LAW (78%); SENTENCING (71%); LEGISLATION (65%); PROBATION & PAROLE (64%); YDC Investigation

**LOAD-DATE:** April 10, 2001

**LANGUAGE:** ENGLISH

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1 of 1 DOCUMENT

The Associated Press State &amp; Local Wire

April 19, 2001, Thursday, BC cycle

**State finds some abuse, troublesome staff conduct at reformatory****SECTION:** State and Regional**LENGTH:** 479 words**DATELINE:** MANCHESTER, N.H.

State investigators say some staff members at New Hampshire's youth reformatory abused juveniles. They also said they found patterns of troublesome conduct, including numerous incidents of staffers improperly restraining and belittling juveniles.

The conclusions came Thursday following a seven-month investigation of 25 abuse and neglect reports at the Youth Development Center.

Nancy Rollins, head of the state Department for Children, Youth and Families, said no abuse or neglect was found in 20 cases, but that in five cases juveniles had been abused.

She said the abuse primarily was by staffers using excessive force while restraining youths.

The investigation began last fall and intensified in November after descriptions of some allegations appeared in news accounts, spurring parents, juveniles being held at the facility and staff members to bring forward new complaints.

The complaints included a boy who said he lost the tip of his finger when staff members slammed a door on it and others who accused staff members of wrapping boys' heads in towels and slamming them against pool tables.

The center houses youths ages 12 to 17 who have been found guilty of crimes that would be felonies or misdemeanors if committed by adults.

Joseph Diamant, acting commissioner of the center, said two of the five employees accused in the cases where abuse was found since have left their jobs.

He was not certain whether additional disciplinary measures would be taken. At least some of the three had been disciplined following the incidents, but Diamant was not sure if the discipline was prompted by the incidents investigated by the state or whether it stemmed from separate incidents.

He said he is evaluating the actions taken and hopes to decide by next week whether additional discipline is needed.

"I want to make sure first there is no double jeopardy," Diamant said. "If an employee has been disciplined for this incident already, I don't want to discipline the person again."

He said the names of the employees have not been released, even within his agency. The employees involved can appeal the findings.

"My gut level reaction to reviewing the particular incidents that were founded, with one exception, was these were incidents that need to be addressed and were serious, but are not the sort people think about when they think of abuse and neglect," Diamant said. "Slapping people and such, that's not what we're talking about."

State finds some abuse, troublesome staff conduct at reformatory The Associated Press State & Local Wire  
April 19, 2001, Thursday, BC cycle

The state has recommended changes to the center, including better staff screening, training and support; installing surveillance cameras; more confidentiality for juveniles filing complaints; and having a trained advocate to work for them.

"This will not be brushed under the rug," Diament said. "I've said to the staff here that the best way to deal with these things is a lot of sunlight."

**COUNTRY:** UNITED STATES (93%);

**STATE:** NEW HAMPSHIRE, USA (93%);

**CITY:** MANCHESTER, NH, USA (58%);

**SUBJECT:** MISCONDUCT (78%); YDC Abuse

**LOAD-DATE:** April 20, 2001

**LANGUAGE:** ENGLISH

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of the New Hampshire adolescent population.<sup>15</sup> The study also found that 80% of the YDC population showed a history of substance use or abuse.<sup>16</sup> Finally, the study concluded that a child committed to YDC who does not have a history of disability is more likely to be released on parole or administrative release than those with a history of disability.<sup>17</sup>

#### IV. HISTORICAL REVIEW OF SYSC

Troubling conditions of confinement and cultural problems at New Hampshire's juvenile justice facility have existed for some time. On November 21, 2000, the New Hampshire Union Leader reported that the State was investigating numerous incidents of alleged staff abuse of juveniles at YDC, SYSC's predecessor, and indicated that DHHS would present the findings of its investigation to the State Attorney General's office with recommendations for action. The article quoted State Representative L. Randy Lyman, then vice chairman of the House Committee on Children and Family Law, who said that the complaints she had received alleged "an extensive pattern of abuse, physical and mental." Based on those complaints, Representative Lyman reported that she filed a bill establishing a study committee on whether YDC should become a separate unit under DHHS.<sup>18</sup> In the article, Representative Lyman expressed concerns about the "lack of adequate state facilities for youth with psychological problems."

DHHS later issued a press release, dated April 19, 2001, reporting on the findings of a 7-month investigation of 25 reports of child abuse and neglect alleged to have occurred at YDC between June 1, 2000 and December 31, 2000, that had been discussed in the November 21 Union Leader article. Then Director of DCYF, Nancy Rollins, stated in the press release that the investigation had resulted in a judgment of no abuse and neglect in 20 of the 25 reports. She reported that the Department's Special Investigations Unit did however, find "patterns of conduct among some YDC staff that, while not constituting abuse or neglect, are troublesome

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<sup>15</sup> The study found that 73% of the population at YDC had a disability compared to 9.62% of the New Hampshire adolescent population. Skibbie, *supra* note 7. These results remain consistent with other national studies. See Shufelt & Cocozza, *supra* note 10.

<sup>16</sup> Skibbie, *supra* note 7.

<sup>17</sup> *Id.*

<sup>18</sup> The legislature later passed HB 743 which created the Division for Juvenile Justice Services (DJJS) as part of the New Hampshire Department of Health and Human Services (DHHS). This bill gave DJJS the responsibility for the delivery of services to all juveniles adjudicated delinquent under RSA 169-B and all children adjudicated as in need of services under RSA 169-D. The bill also gave DJJS the responsibility for running the Youth Development Center and the Youth Services Center.

and warrant being assessed and addressed by YDC administration. This included numerous incidents of the use of improper restraints, belittling residents through name-calling and the use of foul language.” (Emphasis added.) Acting YDC Director Joseph Diament promised to “address all issues raised in the investigation.” The press release contained a series of recommendations made by DHHS, DCYF and YDC to enhance YDC services and protect the rights of residents and employees.

The Union Leader ran a follow-up story on April 20, 2001. The article quoted a representative from the New Hampshire Attorney General’s office who characterized the situation as “a very small group of problem employees.” In the article, then Director of DCYF, Nancy Rollins said that “the investigation did find that five residents at YDC had been abused by staff, principally due to the excessive use of force during physical restraint.” Acting YDC Director Joseph Diament promised that these problems would not be “brushed under the rug.”

Senate Bill 55 (“SB 55”), a bill creating a commission to study the youth development center was introduced and referred to the Senate Committee on Public Institutions/Health and Human Services on January 4, 2001. At the Committee hearing on February 6, 2001, Senator Beverly A. Hollingsworth testified that she was very concerned about YDC and the purpose of SB 55 was to “look at the whole problem” at YDC. She testified that “maybe we needed to look at smaller places instead of this large facility” and that “the state needs to be sure that the places that we send our juveniles to is a place that helps them to be a better citizen and isn’t so abusive that it’s the last place you want to send someone.”

Cynthia Herman, from Child & Family Services of New Hampshire (“CFS”) testified that CFS and the Family Empowerment Council, a group of concerned parents of children who have been at YDC or are currently at YDC, were interested in seeing the bill move forward. She testified that “deep-seated cultural changes” needed to take place at the institution, as well as “upgrading the policy for how we treat children in more of a rehabilitative arena than in a punitive (one).”

Denis Parker, from the State Employees’ Association testified at the January 4, 2001 SB 55 hearing and was particularly concerned about the “inflammatory articles in *The Union Leader*.” Mr. Parker felt that things often got embellished and that it hurts the employees at YDC. He requested that an employee of YDC be on the committee and reminded the Senators that children are at YDC because they have committed crimes.

## **EXHIBIT F**



STATE OF NEW HAMPSHIRE  
DEPARTMENT OF HEALTH AND HUMAN SERVICES  
DIVISION FOR CHILDREN, YOUTH AND FAMILIES

Terry L. Morton, Commissioner

Nancy L. Rollins, Director

603-271-4451

6 Hazen Drive Concord, NH 03301-8522 TDD Access: Relay NH 1-800-735-2964

FAX: 603-271-4729

August 30, 1996

Ron Adams, Superintendent  
Youth Development Center  
1056 North River Road  
Manchester, New Hampshire 03104

Re: David [REDACTED] / Brad Asbury incident of 2/20/96

Dear Mr. Adams,

I am providing you with this letter and attached investigation summary so that you can take whatever action you deem necessary in this matter. My apologies for the delay in providing you with this information in writing. I had previously given you a brief verbal account of what I had found in May of this year and I had subsequently contacted Jay Collins by telephone and gave him the same information. Mr. Collins was going to consult with others on this matter and get back to me. I had deferred finalizing this report until I heard back from Mr. Collins. In the interim, as you know, a new commissioner has been appointed and Mr. Collins has resumed his administrative duties at YSC. This investigation report is still pending since I had not heard back from Mr. Collins.

The initial report forwarded to us by Ombudsman Phil Nadeau indicated that David [REDACTED] had alleged that on 2/20/96 while at East cottage he was punched in the head several times by staffperson Brad Asbury. In addition to this information, it was reported that Mr. Asbury sustained a broken hand during this incident because his hand had been bitten by David [REDACTED]. Interviews were conducted with the involved staff as well as the juvenile in this matter. The medical records of David [REDACTED] as well as Mr. Asbury were also reviewed. The first part of this incident took place on the first floor and staircase of East Cottage. The accounts of staff and the juvenile were quite consistent as to the events in that setting. It was established that after a jacket was confiscated from David by Mr. Asbury and David was being escorted upstairs because of his noncompliant behavior that David turned and punched Mr. Asbury in the face. As stated in the attached summary, the statements of the East Cottage staff who were involved in the second part of the incident which took place on the second floor of East were inconsistent with each other and raised the question of their credibility. None of the staff corroborated David's story about being punched by Mr. Asbury. However, the physical evidence tends to support David's statements

*"Centering on Families"*

about what had occurred. The injury to Mr. Asbury's hand is not consistent with any human bites that I have known or experienced in my career. In order to break the bones in a hand from a human bite, extreme force would have been necessary which would have caused extensive skin and flesh injuries to the hand. Those flesh injuries were not present. There was one single puncture wound on the back of Mr. Asbury's hand which was between the bones and not on them as would be expected from a bite. David [REDACTED] has a full set of teeth both upper and lower. The radiologist who examined Mr. Asbury's X-rays of his fractured hand described the condition as a "boxer's fracture" and further stated that this is usually caused by a closed fist striking a solid object. This tends to corroborate David's account of what happened despite what the staff had reported. The contusion on the back of David's head as well as the cut over his left ear also tend to validate his story.

With this information at hand, my task is to make a determination as to whether this case constitutes child abuse. It is without question that David [REDACTED] struck Mr. Asbury in the face for which David received disciplinary consequences. None of the staff verified David's allegation that he was struck in the by Mr. Asbury though the staff's reports were inconsistent and the medical evidence sustained by both of these people tend to validate David's allegations of being punched by someone. Though there is cause to question the reports of the involved staff in the second part of the incident, there is not sufficient reason and evidence to make a finding of abuse. This determination does not leave me in a comfortable position in light of what I know of this case. I would be willing to meet with you or others at your facility to discuss this matter further.

Sincerely,

  
Douglas Beaton, Investigations Officer

cc. Bob Decker

### Investigation Summary

Investigations Unit case # 96-019

Facility: Youth Development Center , East Cottage

Incident date: February 20, 1996

Initial report and allegations:

A report of alleged child abuse was forwarded to the Investigations Unit by YDC Ombudsperson Phil Nadeau on 2-26-96 . The report indicated that during an altercation and subsequent restraint, youth counselor Brad Asbury was punched in the face and later bitten on the hand by YDC resident David Rodriguez. The reports written by YDC staff tended to verify this account of the incident and it was stated that the bite to the hand of Asbury resulted in the hand being broken. David Rodriguez alleged that after the incident where he punched Asbury in the face, he was taken upstairs by staff including Asbury and Asbury punched him in the head a number of times with a closed fist. Rodriguez sustained injuries to his head which included a cut on his left ear which required stitches and a large contusion to the back of his head.

Interviews were conducted with all the involved parties who were present during this incident in March. Some of the information provided was inconsistent with the injuries which were incurred. A medical release was requested of Mr. Asbury by this investigator when he was interviewed at YDC on 3-21-96. Asbury deferred signing the release until he spoke with an SEA representative. Several weeks lapsed and no word was heard from Asbury. This investigator contacted Asbury by phone on 4-10-96 wherein Asbury directed me to speak with SEA attorney Mike Reynolds. Numerous attempts were made to contact Mr. Reynolds by telephone which were not successful until 4-29-96. Reynolds agreed that it would be appropriate for Asbury to sign a medical release in light of the circumstances and the questions which remained. A medical release of information was obtained from Asbury on 5-1-96 and this investigator reviewed the medical records of Mr. Asbury's treatment for the injuries incurred on 2-20 96 at the Catholic Medical Center on the same day that the release was signed. The radiologist who examined the X-rays of Asbury's hand noted in his report that the type of fracture was a "boxer's fracture".



The radiologist was contacted by telephone on 5-2-96 regarding his report and description of the injury to Asbury's hand. Because the circumstances were unusual, the doctor clearly remembered the case and stated that such an injury was characteristic of a person striking a solid object with a fist. He did not think that the injury would have been caused by a bite to the hand as was stated in the emergency room referral report.

#### FACTORS CONSIDERED IN THE CASE

\* The two other staff who were present during the restraint when it was alleged that Rodriguez bit Asbury's hand and when Asbury was alleged to have punched Rodriguez in the head did not provide information which was helpful in determining what actually occurred. One staff person stated that he saw neither the bite to the hand nor any of the blows to head of Rodriguez because he was occupied in controlling the juvenile's legs during the restraint. The other staff person stated that he did not see any punches thrown by Asbury but did see Rodriguez bite Asbury's hand. The description given by this person of how the hand was bitten and how the injury to the hand appeared was not credible because it did not match the actual injuries to Asbury's hand which were documented in the medical records nor did it match Asbury's account of how he was bitten.

\*The account given by David Rodriguez of the entire situation tends to be corroborated by the medical records which documented the injuries incurred by both Rodriguez and Asbury. He admitted to punching Mr. Asbury in the face prior to being taken upstairs. When describing where he was struck on the back of the head by Asbury, he said that one blow may have been a kick because of the amount of force used. This may have been the blow that broke Asbury's hand.

\*Mr. Asbury's account how his hand was allegedly bitten lacked detail that one would expect if this actually occurred. He could not state where the teeth were on his hand or what the situation was that led to hand being in the juvenile's mouth. There was a single puncture wound on the top of the hand but it is not consistent with a bite wound that would cause several bones in the hand to be broken. There were no other flesh injuries to the hand that would be indicative of a forceful bite that was alleged to have occurred.

Douglas Beaton, Investigations Officer May 3, 1996

## **EXHIBIT G**



**STATE OF NEW HAMPSHIRE  
DEPARTMENT OF YOUTH DEVELOPMENT SERVICES**

**Youth Development Center**  
1056 North River Road  
Manchester, NH 03104-1998  
(603) 625-5471 FAX (603) 624-0512

**Youth Services Center**  
45 South Fruit Street  
Concord, NH 03301-2410  
(603) 271-5942 FAX (603) 271-5920

TDD Access: Relay NH 1-800-735-2964

**Commissioner**  
Peter R. Favreau

**Deputy Commissioner**  
James W. Collins, Jr.

January 27, 1997

To: Bob Decker, Deputy Director Residential Services

From: Nancy Loomis, JSO II

On January 24, 1997 at approximately 5:00pm I interviewed Jeffrey [REDACTED], at East Cottage where he is a resident. I met with Jeffrey as part of my job responsibilities relative to classification and the writing of a social history.


During the course of my interview, I asked Jeffrey about his adjustment to the Youth Development Center and whether he had been involved in any disciplinary actions. Jeffrey informed me that he had been accused by a night watch person of kicking his walls and making noise, which Jeffrey said was not his doing.


Jeffrey stated that on the following day he was discussing the incident with his counselor, "Woody" James Woodlock. Jeffrey admitted to swearing profusely as a result of his angry feelings about what he perceived as a miscarriage of justice. Jeffrey stated that, Mr. Woodlock became angry and responded by grabbing him, throwing him to the floor and banging his head several times on the tile floor. Jeffrey went on to say that after the incident, Mr. Woodlock came into his room and when asked by Jeffrey why he had responded in such a physically aggressive manner, Mr. Woodlock explained that he had a temper control problem.

Jeffrey impressed me as being very candid and forthright in his discussion of this incident.

It is my duty to report this conversation to you for your further investigation.

Thank you.

  
Nancy Loomis

Recd 1-27-97  
COPY GIVEN TO PAUL  
NADAU AT 1-27-97  


## **EXHIBIT H**

STATE OF NEW HAMPSHIRE  
PERFORMANCE SUMMARY

Annual Review \_\_\_\_\_  
Increment Review \_\_\_\_\_  
Probationary Review \_\_\_\_\_

SUPPORT STAFF

Employee James Woodlock Date 1/17/97  
(FIRST) (MI) (LAST)  
Present Position 4C III  
Summary of Performance for 1/1/96 to 1/1/97  
(START DATE) (END DATE)  
Work Area East  
Evaluator Robert Kukla

SECTION I (Complete ALL Questions)

ATTENDANCE

Number of hours sick time taken since last evaluation ..... 0

Number of times tardy .....

Please comment on employee's overall attendance record. Consider the number and frequency of days absent; reason given for absences; relationship of absences to weekend, holiday and other scheduled days off.

very very Good

QUANTITY OF WORK

Below  
Expectations

Meets  
Expectations

Completes necessary amount of work required of the position and finishes work on time .....

☐☒

Finds or requests more work when assignments are completed .....

☐☒

Comments James does his share.

QUALITY OF WORK

Below  
Expectations

Meets  
Expectations

Performs responsibilities with a minimum of mistakes .....

☐☒

Work is done neatly and in an orderly fashion .....

☐☒

Work is done thoroughly and followed up as required .....

☐☒

Comments I work with Jim three to  
five hrs per week however within  
those hrs he seems to be doing his  
part. See Bud. A. it more commets needed.  
they work 40 per week together.

SECTION I (Continued)

JOB KNOWLEDGE

Below  
Expectations

Meets  
Expectations

Stays current on job related equipment and/or technical developments .....

☐
☒

Stays current on job related procedures and information .....

☐
☒

Comments Jim is a long term employee  
he stays current.

COMMUNICATIONS

Below  
Expectations

Meets  
Expectations

Speaks with the public and co-workers in a courteous and helpful manner .....

☐
☒

When necessary, expresses information in an appropriate fashion .....

☐
☒

Comments Jim at times can get shook up  
over little matters and jump to soon  
but he does communicate well.

DEPENDABILITY

Below  
Expectations

Meets  
Expectations

Follows policy and procedural guidelines and instructions in an appropriate, effective way .....

☐
☒

Asks for help when needed .....

☐
☒

Devotes time to work as needed to get the job done .....

☐
☒

Does not discuss confidential matters .....

☐
☒

Comments Jim is Dependable.

COOPERATION

Below  
Expectations

Meets  
Expectations

Seeks and originates input to and from others when trying to solve problems or achieve goals ..

☐
☒

Adapts to new methods or tasks in a cooperative manner .....

☐
☒

Performs back up work for others in a willing, cooperative manner .....

☐
☒

Comments Jim is cooperative 90% of  
the time but we all have bad  
days.

## SECTION II

(Select areas related to the position by checking the box. Then respond appropriately.)

### ☐ INITIATIVE

Attempts to find solutions to problems encountered .....

Below  
Expectations

☐

Meets  
Expectations

☒

Seeks guidance when necessary .....

☐
☒

Comments Jim is one that knows what needs to be done and he always tries to insure it's done well

### ☐ SAFETY

Observes safety rules and regulations for the work area .....

Below  
Expectations

☐

Meets  
Expectations

☒

Keeps work area clear of safety hazards .....

☐
☒

Maintains any equipment used in a safety conscious manner .....

☐
☒

Brings potential safety hazards to the attention of his/her superior .....

☐
☒

Comments Jim is safety minded for students and staff.

### ☐ APPEARANCE

Maintains a personal appearance that is appropriate to the individual position's duties and responsibilities .....

Yes

☒

No

### COMMENTS

Jim's appearance is appropriate!

### SECTION III

#### OVERALL SUMMARY OF PERFORMANCE:

Based on the above performance factor ratings, the employee's overall performance for this performance period was (this rating is to be consistent with the above individual ratings):

\_\_\_\_\_ BELOW EXPECTATIONS

✓ MET EXPECTATIONS

GENERAL COMMENTS BY SUPERVISOR (Please make any additional comments job related and specific to job performance.):

Jim I see you still have what it takes to work with students at GPK. However I find you handling the problems first rather than allowing your team members a productive part of the problem solving. I would like to see back off and allow other team players a more active role to become a more team share team player. I'll be talking more on this with you.

A meeting to discuss this performance summary with the employee was held on

2-6-97 (DATE)

Jim good job w/ training and sick time  
P.S. Please insure D/C ASAP. w/ thanks

EMPLOYEE COMMENTS:

#### SIGNATURES:

*[Signature]*

(DEPARTMENT HEAD/REVIEWER)

please see attached page

2/13/97 (DATE)

*[Signature]*

(EVALUATOR)

2-6-97 (DATE)

**DISCLAIMER STATEMENT:** Signature indicates that the performance appraisal has been read and discussed with me. Signature does not necessarily indicate agreement or disagreement with the contents of this appraisal.

*[Signature]*

(EMPLOYEE)

2/13/97 (DATE)

I do not agree with the "cooperation" comment; I feel I am very cooperative at all times, even in situations where I may not agree with a specific decision or action on the part of another.



James Woodlock is a fine Role model for all Employees at Y.D.S. His perfect attendance this year is what we need more of. James continues to put forth the EFFORT and dependability to be a First Class Team player. James is a big reason that East Cottage is where it is Today. Keep up the good work,

Brad Abury  
House Director EAST

**SUPPLEMENTAL JOB DESCRIPTION  
PERFORMANCE SUMMARY**

**CLASS TITLE** YOUTH COUNSELOR III

**EMPLOYEE NAME** James Woodcock

**SUPERVISOR** Robert Kukla

**ACCOUNTABILITIES**

**\* EXPECTATIONS**

Supervises and evaluates resident behaviors and activities to ensure a safe and secure environment maintaining a close watch for assaults, escapes, attempted suicides and other potentially dangerous situations.

BELOW / MEETS

Implements resident individual treatment plans with the dual goal of rehabilitation and successful return of the resident to the community.

BELOW / MEETS

Conducts weekly therapeutic groups ( e.g. Positive Peer Culture ), individual counseling and family conferences to achieve specific short and long term goals.

BELOW / MEETS

Supervises work activities of subordinate Youth Counselors in absence of supervisory staff.

BELOW / MEETS

Organizes and directs educational, motivational and recreational activities to further resident development and progress.

BELOW / MEETS

Works with youths to aid them in seeking employment, accomplishing successful job interviews and developing living skills.

BELOW / MEETS

Writes reports detailing assigned residents progress for institutional use.

BELOW / MEETS

Supervises residents during off campus appointments. Picks up and returns apprehended escapees to the institution.

BELOW / MEETS

Answers inquiries and greets visitors to the institution including addressing on-going tours ( e.g. legislators, police trainees ) on cottage mission.

BELOW / MEETS

**\* CIRCLE BELOW OR MEETS**

# **EXHIBIT I**

# The State of New Hampshire

## JUDICIAL BRANCH

Hillsborough

COUNTY

9<sup>th</sup> Circuit-District Division- COURT  
Manchester

## ARREST WARRANT

TO THE SHERIFF OF ANY COUNTY IN THIS STATE OR DEPUTY, OR ANY POLICE OFFICER  
WITHIN THE STATE:

WHEREAS, the Complainant, Trooper First Class Kelly LaPointe  
of the New Hampshire State Police  
in the County of Hillsborough has exhibited to me, John Kissy  
a Justice/Justice of the Peace in the County of  
Merrimack, his complaint upon oath against the Defendant,  
James Woodlock DOB 02/09/65, of   
1555 Bodwell Rd., Manchester, NH, in the County of  
Hillsborough for the crime of: Accomplice to Aggravated Felonious Sexual  
Assault (RSA 632-A:2  
626:8 ).

WE COMMAND YOU to take the Defendant, if found to be in your precinct, and bring him before  
the 9<sup>th</sup> Circuit District Division-Manchester Court.

Dated the 1st day of April, 20 21.

John Kissy  
Justice/Justice of the Peace  
Signed

RETURN \_\_\_\_\_ )  
STATE OF NEW HAMPSHIRE \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ )

I have arrested the Defendant and now have him/her before the Court as commanded.

4-7-21  
Date

Trooper Janell Brown  
Name of Officer  
Trooper  
Title of Officer

**THE STATE OF NEW HAMPSHIRE**

**HILLSBOROUGH COUNTY SUPERIOR COURT**

HILLSBOROUGH, SS

April, 2021

**SUPPORTING AFFIDAVIT FOR ISSUANCE OF ARREST WARRANT**

I, Trooper Kelly LaPointe being duly sworn, do depose and say:

1. I am a Trooper First Class with the New Hampshire State Police assigned as a Detective in the Major Crime Unit. I have been employed with the Department of Safety, Division of State Police since March of 2006. I completed my basic police training at the New Hampshire Police Standards and Training graduating in June 2006 from the 140th full time academy. Previously, I was assigned as a patrol trooper at the Troop C barracks in Keene and as a detective in the Special Investigations Unit. I have attended and successfully completed numerous courses, seminars and other specialized training in the field of criminal investigation, computer crimes, death investigation and crime scene investigation. I have completed the United States Secret Service Basic Computer Evidence Recovery Training and I am a Cellebrite Certified Operator and Cellebrite Certified Physical Analyst. I am an affiliate member of the New Hampshire Internet Crimes Against Children (NH ICAC) Taskforce and also a Homeland Security Investigations (HSI) RAC Manchester Title 19 Task Force Officer. Throughout my employment with the State Police, I have conducted and been involved in numerous investigations involving homicide, death investigations, sexual assaults, domestic violence, computer crimes, and child exploitation cases.
2. As set forth below, the factual basis for the issuance of this warrant is based upon information obtained by my own personal knowledge, observations and beliefs, my training and experience, information provided to me by other law enforcement officers and the experience of other law enforcement officials, state employees and other agents assigned to this investigation.

**OVERVIEW OF THE YDC INVESTIGATION**

3. On July 25, 2019, Attorney General Gordon J. MacDonald announced that the New Hampshire Department of Justice (NHDOJ) had initiated a criminal investigation into physical and sexual abuse, child endangerment, and any related crimes occurring during the period of 1990-2000 at the Youth Development Center (YDC) at 1056 River Road in Manchester.



4. This inquiry had begun in 2017, as the result of an investigation by Sgt. Kelly HEALEY of the New Hampshire State Police into abuses at YDC.
5. On or about January 16, 2020, at the request of the Attorney General, the Department of Safety pledged the allocation of a task force of twelve State Police investigators and staff to assist in the investigation of individual victims' allegations of criminal abuse. With oversight by the New Hampshire Department of Justice's Criminal Justice Bureau, the Joint YDC Task Force began its work on January 27, 2020.
6. To date, more than 200 suspected victims of physical, sexual and emotional abuse by YDC and/or Youth Detention Services Unit (YDSU) staff. It should be noted that the vast majority of the known victims are currently represented by the same civil lawyer, who in January 2020, filed a class action against the Department of Health and Human Services (DHHS) alleging abuse at YDC.
7. To date, more than 180 recorded interviews with victims, witnesses, and perpetrators have been conducted by investigators. In addition, over 600,000 pages of records relevant to the investigation have been obtained from DHHS and the Division of Personnel, amongst other entities.
8. During the course of the investigation, the Task Force has obtained a significant amount of evidence concerning the YDC campus and its daily operations.
9. During the course of the investigation the Task Force has requested records from DHHS via court order and search warrants. DHHS has provided a large amount of the records, and continues to comply with the lawful legal demands.

#### THE COTTAGES

10. The Task Force investigation revealed that during the latter half of the 1990s, YDC and its sister facility, YDSU, comprised the Department of Youth Development Services, an independent state agency. In about 2001 or 2002, YDC—now known as the Sununu Youth Services Center (SYSC)—was reintegrated into the Department of Health and Human Services (DHHS).
11. DHHS records and witness statements obtained during the investigation indicate that the children committed to or otherwise detained at YDC were housed in two-story brick "cottages" on the YDC campus, including East Cottage, King Cottage, Pinecrest Cottage, Spaulding Cottage, Stark Cottage and Sanders Cottage. Girls were relegated to Sanders Cottage, while boys were moved between East, King, Pinecrest, Stark and Spaulding, depending on what staff determined to be the child's security risk and treatment needs.

12. Each child was assigned his or her own small room. The children were locked in their rooms during the night, and when confined there as disciplinary punishment. Many of the children (who are now adults) interviewed by investigators described being locked in their rooms—or witnessing other children being locked in their rooms—for days at a time.
13. Evidence obtained in the course of the investigation indicates that the cottages were staffed by a House Leader (sometimes referred to as a House Director), an Assistant House Leader, and two-to-four Youth Counselors depending on the time of day. During the day it would be typical for four counselors to be present, while at night there would be 2-3 counselors depending on the cottage. House Leaders reported to the Director of Residential Services, who reported to the YDC Commissioner and Assistant Commissioner. The Counselors were assigned a level of YC III, II or I, with YC III being the highest assignment.
14. Witness statements indicate that the House Leader had control over the day to day operations of the individual cottage to which they were assigned.

#### RECORDS HELD BY DHHS

15. In the course of the investigation, the Task Force has obtained from DHHS each of the potential victims' **Resident Files**. These are typically legal-sized manila folders containing between approximately 150 to 1600 pages of paper records, which document the child's staff interactions, medical treatment, discipline, program progress, visits, and physical whereabouts, amongst other things.
16. The Task Force also obtained records from DHHS called **Daily Cottage Reports**. These are daily notations pertaining to each cottage, indicating the whereabouts of the children and which staff members are on duty both during the day and at night time.
17. The Task Force also obtained records from DHHS called **Cottage Log Books**, which were maintained for some or all of the cottages. The Log Books contain handwritten entries by various YDC cottage staff members, documenting the daily conduct, activities, discipline, and whereabouts of particular children. The Log Books also document staff access to children, the use of restraints and isolation on children, the children's allegations of mistreatment by staff, and the dates and times of staff shifts.
18. It appears that cottage staff kept at least one, but perhaps several, log books. For example, the **Communications Log books** included daily entries written by the House Leader and other staff members regarding events of the day. The book was



designed for staff members to communicate the events of the day with one another as shifts were staggered throughout the day.

19. Many of the entries were used to document disciplinary action taken against children and the use of restraints so that staff would be aware of what had occurred, and what punishment to mete out.
20. The **Operations Log books** were designed to track the daily movements of the children around and off the YDC campus, and to document which staff worked each day, and the shifts they worked. The **Incident Log books** documented the children's purportedly bad behavior, and punishments.
21. The Task Force has also obtained personnel records and work shift records, which establish when and where staff worked at YDC. In addition, we have obtained records which describe the **job responsibilities** of YDC staff.
22. The investigation to date makes clear that the abuses perpetrated on the child victims detained at YDC were perpetrated almost exclusively by Cottage staff members.

#### M.G.'S INTERVIEW AND OTHER RELEVANT EVIDENCE

23. The YDC task force learned that M.G. (D.O.B. 8/10/1983) was one of the individuals who disclosed experiencing abuse while at YDC. M.G.'s name was provided to the Task Force by Attorney Rus Rilee, who is representing M.G. as part of a civil law suit filed against DHHS.
24. On May 7, 2020, TFC Josh Beauchemin, TFC Josh Quigley and Senior Assistant Attorney General Timothy Sullivan interviewed M.G. M.G. is currently 37 years old. M.G. was interviewed in the community.
25. M.G. described that when he was first admitted to YDC he was sent to East Cottage. M.G. did not recall how old he was, or what year he was admitted to YDC.
26. A review of M.G.'s YDC resident file shows that M.G. was admitted to YDC on October 20, 1997, when he was 14 years old. He was placed at East Cottage until he was transferred to King Cottage on June 5, 1998. The initial intake form "Face Sheet" was prepared by Stephen MURPHY. CJB-30038.
27. M.G. described that he believed it was not long after he was at East Cottage he was called to the office for an incident. M.G. did not recall what the incident was about. M.G. was escorted to the office by "WOODY" and "MURPHY" who were staff members working at East Cottage at that time. M.G. indicated that he was in



the day room prior to this. M.G. stated that this was later at night, and that most of the other residents were already in bed. M.G. thought he was one of the last kids left up to help clean the Cottage.

28. Through investigation by the Task Force "WOODY" has been identified as James WOODLOCK, and "MURPHY" has been identified as Stephen MUPRHY.
29. M.G. described that when they got to the office, Brad ASBURY, who was the House Leader at East cottage, and Jeff BUSKEY, another staff member at East Cottage were already in the office.
30. M.G. described that while in the office things started to get out of control, and became physical. He stated that they "started to beat on me a little bit, kind of got me in the hallway." CJB-230920.
31. M.G. described how MURPHY and WOODLOCK were the first two to grab him on either side, and then they dropped him to the ground. He was then carried over to the stairwell by all four of the men.
32. M.G. described that it was not uncommon for these four individuals to engage in this type of physical behavior at the cottage and he believed they had a nickname of the "hit squad or something." CJB-230934.
33. M.G. described that they took him out of the office and up the stairs where they dropped him on the landing. M.G. disclosed that when on the landing WOODLOCK and ASBURY were holding him down. While he was being held down MURPHY "viciously raped me." CJB-230921. At the same time that MUPRHY was raping him, BUSKEY came around to the front of him, knelt down in front of M.G. and forced his penis into M.G.'s mouth.
34. M.G. disclosed that he knew it was MURPHY who was anally raping him because BUSKEY came around to the front of him. M.G. also explained that he knew it was MURPHY because he could see WOODY and ASBURY were holding him down.
35. While speaking about this M.G. disclosed that it was very difficult for him to talk about, and that it is something he has tried to forget.
36. M.G. clarified that when he said "rape" he meant that MURPHY inserted his penis "inside my butt." CJB-230937. M.G. stated "he literally - he raped me." CJB-230937. M.G. disclosed that Murphy ejaculated inside of him.
37. M.G. further clarified that "And I didn't really have any strength at that point, and I was being held down and I couldn't move. WOODY and MR. A. had me pinned,

and that's when BUSKEY came in front of me and whipped his penis out and forced it in my mouth." CJB-230938.

38. M.G. said after the rape ended he was beat a little bit more, and then they brought him to his room, threw him in the room, and he was left there for days. M.G. stated about MURPHY, "When he finished and got done, as he was getting up he said, let's get him to his room. I'll never forget it. Let's get this fucking little punk to his room, take his clothes and get him some state clothes." CJB-230942.
39. M.G. disclosed that shortly after this incident he was brought to King Cottage. M.G. said that during the period of time between the incident and going to King Cottage he was not allowed to go to school. M.G. estimated he was transferred to King Cottage within a couple weeks.
40. M.G. said that he had trouble going to the bathroom for days after this incident.
41. A review of M.G.'s resident file shows that on May 25, 1998 he went AWOL from a furlough. He was returned back to East Cottage on May 27, 1998. M.G. was then transferred from East Cottage to King Cottage on June 5, 1998. CJB-30334. This is the only documented entry showing M.G. went from East Cottage to King Cottage while he was at YDC. This would place M.G. at the age of fourteen at the time of this incident, as he would have turned fifteen on August 10, 1998.
42. M.G. was shown the records to help refresh his recollection. After seeing the records he felt that it must have been the AWOL which was why he was called to ASBURY's office.
43. A review of the Operations log book at East cottage on May 27, 1998, shows an entry that M.G. was returned to the cottage at 2:15 pm. On that day BUSKEY is listed as working 6:00-11:00, ASBURY is listed as working 11-9, WOODLOCK is listed as working 11-9, and MURPHY is listed as working 11-9. CJB-35950. The log shows that "N/S" or night staff, came on duty at 8:45 pm. While the times do not contain a reference to am or pm, the 11-9 shift is commonly documented as being 11:00 am - 9:00 pm.
44. The Operations log book on that day also documented that at 7:30 pm "Level 1 to bed," 8:30 pm "downstairs cleanup and Level II's to bed". CJB-35950.
45. On May 27, 1998 there is a Communication log book entry written by Brad ASBURY "attention everyone, keep a good eye on [M.G.] for AWOL attempts or plans." CJB-656710.
46. On the same date there is a Communications log book entry that M.G. received 10 days of room confinement for his AWOL. CJB-656710.

47. It should be noted that the Communications log book indicates that "room confinements" for the day were called into the supervisor for M.G. and another resident at 6:15 am that morning. At 11:00 am there is an entry documenting that M.G. and the other resident were checked by WOODLOCK and were safe. CJB-656712. The reason this entry is noteworthy is because the East Cottage Operations Log documents the movement of the residents. On the same day May 28, 1998 the Operations Log documents 19 residents to school with the population in the Cottage being ZERO. CJB-35951. This means that the log showed all 19 residents went to school, when two residents (including M.G.) actually remained at the cottage.
48. On Thursday May 28, 1998, there is a Communications Log book entry written by WOODLOCK that M.G. can go to school the following day and continue on his previous schedule. CJB-656712. Despite this entry, on May 29, 1998, the Communications Log notes M.G. as being on room confinement "B" watch. CJB-656714.
49. On May 29, 1998, the records are again documented the same way. It is documented that M.G. is on room restriction, despite the Operations log indicating that all residents go to school and the population is zero. CJB-35952.
50. According to the log book entries M.G. remained in room confinement status from when he returned to East Cottage on May 27, 1998, until June 4, 1998. CJB-656732. As noted above, on June 5, 1998, M.G. was transferred to King Cottage. It is unclear from the current records whether M.G. was allowed to return to school at any point during this time frame.
51. There is nothing in the East Cottage communication log book to indicate why M.G. was transferred to King Cottage.
52. A review of the Operations log book at East Cottage shows that the four men all worked together on June 1, 1998, with the times listed as "Asbury 11," "Buskey 6-11 am," Murph 2," and "Woody 11." CJB-35955. Per the log "N/S" or night staff, came on at 8:45 pm.
53. A review of the operations log book at East Cottage shows that the four men all worked together on June 2, 1998, with the times listed as "Brad 11," "Busk 6," Murph 11," and "Woody 11." CJB-35957. On this day there is an entry that "Level I's to bed" at 7:30 pm, 7:45 pm "Woody's group being held," and 8:10 pm "Cottage clean up" all entered by "SM" or MURPHY.
54. A review of operations log books was conducted of the dates that M.G. was confined to East Cottage which was from October 20, 1997 to June 5, 1998.



BUSKEY, ASBURY, MURPHY and WOODY were all documented as working the same dates as follows (CJB-658427-658576 and 79939-80245):

October 20, 21, 23, 27, 28, 29 (1997)  
November 3, 4, 5, 10, 11, 12, 13, 17, 18, 19, 24, 25 (1997)  
December 1, 2, 3, 4, 8, 9, 10, 15, 16, 22, 23, 30, 31 (1997)  
January 6, 12, 13, 14, 15, 20, 22, 27, 28, 29 (1998)  
February 2, 3, 4, 5, 10, 11, 12, 16, 25, 26 (1998)  
March 2, 4, 5, 9, 16, 18, 19, 23, 24, 25, 26, 30 (1998)  
April 2, 16, 21, 22, 23, 28, 29 (1998)  
May 4, 6, 7, 12, 13, 14, 18, 19, 20, 21, 25, 26, 27 (1998)  
June 1, 2 (1998)

55. M.G. described that he was never allowed to go home while he was at East Cottage. However, his resident file does document a number of furloughs which were granted. CJB-30335. M.G. was shown the records during his interview but it did not refresh his memory.
56. M.G. discussed two other incidents that occurred after he was transferred to King Cottage. According to records, M.G. was transferred to King Cottage on June 5, 1998, and remained assigned to King Cottage until June 21, 2000 when he was released from YDC per court order. CJB 30332. M.G. described "King was a nightmare." CJB-230961. M.G. described that Tom Searles was the House Leader at King Cottage and that Dick Brown was "like he was like second in charge."
57. M.G. described while he was at King Cottage he sat in his room for months at a time.
58. M.G. described an incident where he had gotten into a fight in the lobby of King Cottage with another resident that he thought was named A.H. M.G. said that staff called in a request for help to respond to the fight, and MURPHY was one of the outside staff that responded.
59. M.G. stated that MURPHY and Dick BROWN escorted M.G. to his room. M.G. was living in the East wing of King Cottage at the time. M.G. described that they "roughed me up a little bit." CJB-230965.
60. M.G. described that he was thrown on his bed, and BROWN proceeded to hold him down on the bed. M.G. described that while BROWN was holding him on the bed MURPHY took his pants off and raped him again. CJB-230965. M.G. clarified that rape again meant MURPHY "stuck his penis all the way inside me." CJB-230974.

61. M.G. described that MURPHY's penis was erect and that he ejaculated. M.G. described after this incident he was bleeding from his rectum for days. During the investigation the Task Force learned that BROWN is deceased.
62. M.G. described that he doesn't have the best memory but "You know, shit that I'll never, ever be able to erase from my mind that – and some of this shit that I'm telling you guys I've never told anybody in my life." CJB-230978.
63. M.G.'s resident file was reviewed in an effort to locate the incident involving A.H. No record of that incident was located in M.G.'s file. However, the Task Force has identified A.H., and spoke with him via phone. A.H. indicated that he did recall a "big fight" with M.G., and is willing to speak with investigators further. To date A.H. has not spoken with investigators further.
64. M.G. went on to describe a third incident involving MURPHY, and the second involving BUSKEY. M.G. disclosed that this time he was at school, and had been kicked out due to an incident. M.G. described that when kids would get kicked out of school staff would act as "floaters," and would drive a car around the campus during the day. If a kid got kicked out of school the kid would be brought back to their cottage in the "floater" vehicle.
65. On this particular day MURPHY was acting as the floater and BUSKEY was with him. M.G. described that when he saw it was the two of them he protested going with them. He described how it got physical and, "they dumped me right – right in the school." CJB-230994.
66. M.G. described that he was restrained, handcuffed, taken to the car and brought to King Cottage. M.G. said that because it was during the school day there were not many people there. M.G. described that MURPHY and BUSKEY "dragged me into my cell, and that was just –that was all out. They—they both raped me. Both of them raped me that day in the cell. They –once they got me into the cell, they – they beat me, raped me, beat me, raped me. That was the worst one." CJB-2300995.
67. M.G. described that during this incident he was still handcuffed. M.G. said that his head was bashed against the wall at one point, and he was "unconscious for most of the time. Like they fucked me up. That was the worst beating I got there. Like that – I felt like they beat me more than they raped me." CJB-230999.
68. M.G. described that he was positioned with his stomach on the bed, and his pants were down around his ankles. M.G. said that MURPHY was raping him, and while that was happening BUSKEY was hitting him. M.G. again clarified that rape meant that MURPHY had his penis inside of him. CJB-231003.

69. M.G. said then they took turns, and BUSKEY raped him while MURPHY was punching him. M.G. described that BUSKEY anally penetrated him during this incident.
70. M.G. said that he bled from his "butt" for weeks after this incident. M.G. described that he felt like he was left in his room for weeks after this incident.
71. A review of M.G.'s resident file showed an entry on April 2, 2000, (roughly two months prior to his discharge) which stated "[M.G.] has been in his room for approx. 6 to 8 weeks due to his behavior." CJB-30388.
72. M.G.'s resident file was reviewed in an effort to locate the incident he described where he was removed from school to the floater vehicle. On September 15, 1998 there is an incident documenting that M.G. was removed from the school building to the floater vehicle. However, the staff members referenced in the report are not MURPHY or BUSKEY. CJB-30282.
73. A review of staff timecards show that on September 15, 1998, MURPHY is documented as working from 6:00 AM to 4:33 PM and BUSKEY is documented as working from 3:04 PM to 9:04 PM. CJB-142355, 142482
74. M.G.'s resident file shows he was ultimately discharged from YDC just prior to his 17<sup>th</sup> birthday on June 21, 2000. CJB-30332.

#### OTHER EVIDENCE

75. On November 4, 2020, the task force interviewed Paul KAFEGELIS. KAFEGELIS is currently employed by DHHS, and has been employed since September 1990, starting as an YC I. KAFEGELIS was originally assigned to Spaulding Cottage, but eventually was transferred to King cottage where he became an YC III. According to records KAFEGELIS became an YC III on June 14, 1995. (CJB-262001)
76. KAFEGELIS acknowledged that it was not uncommon during the time frame M.G. was at King Cottage for residents to remain locked in their rooms for extended periods of time. KAFEGELIS said it was common that the maximum punishment of 10 days room restriction could be stacked, which would result in a resident spending a significant amount of time in their room.
77. KAFEGELIS also described the "floater" car. He indicated that if a resident was acting up and kicked out of school that a staff member would be designated as the "floater." This meant that they would drive around campus and if a resident was

removed from school for the day, the "floater" would bring the resident to King Cottage.

78. On November 25, 2020, Athanasios "Artie" GIAVROUTAS was interviewed. GIAVROUTAS has been employed at YDC since 1999. GIAVROUTAS was assigned to East Cottage. GIAVROUTAS described the layout of East Cottage to investigators. GIAVROUTAS indicated that upon entering East Cottage there was an office to the right, which was used by the House Leader, Brad ASBURY. He then described a set of stairs, a landing, and then another set of stairs would lead to the second floor.
79. GIAVROUTAS was also asked about the "floater" car. He confirmed that if a resident was kicked out of school they would be taken in the "floater" car and transported to King Cottage.
80. On December 2, 2020 the Task Force interviewed M.G.'s wife, K.G. K.G. explained to the Task Force that she meant M.G. about 15 years ago. K.G. said she knew that M.G. had experienced some abuse when he was younger. K.G. explained that over the last five years she noticed anger issues with M.G. and he started counseling as a result.
81. K.G. described that M.G. finally came to her, and told her that he wanted to talk about things that happened to him at YDC. She recalled one specific thing that she felt was weird, but it involved the way the stair case was set up at their house. The stairs go up to a platform, and then to a second level. K.G. always questioned why he acted strange around the stairs.
82. M.G. finally disclosed that he was raped on a staircase like that. He explained that he recalled just getting to YDC (she thought he said King Cottage), and someone called him over for a ticket and ended up pushing him down or up the stairs, and then four or five grown men beat and raped him.
83. K.G. said that M.G. explained after that he was there for a week or two, and then he was moved somewhere else. M.G. disclosed that for four to five months he was kept in his room. K.G. said that M.G. was also raped during that time. M.G. said he was just stuck in his room for most of the time.
84. K.G. said that M.G. provided the names of two specific people that had actually raped him, but she can't remember the names.
85. K.G. said that her and M.G. have been married for three years but have known each other for eighteen years.



86. K.G. described that the one specific incident he described was horrific for her to hear. K.G. explained that this disclosure happened roughly a year into their five year dating relationship, so approximately four years ago.
87. K.G. explained that she noticed the trigger of the stairs for roughly the last three years. K.G. described that after meeting with the Troopers M.G. was visibly upset for days.
88. On January 4, 2021, Gene MURRAY was interviewed. MURRAY was a staff member at East Cottage during this time frame. MURRAY described that the House Leader Brad ASBURY's office was to the right upon entering the cottage. CJB-676459. MURRAY described how ASBURY had "his crew" which was made up of "WOODY, Steve MURPHY, Jeff BUSKEY, and then there was a gentleman named McDonald." CJB-676437. MURRAY described with that crew they had "muscle," "and like I said, they were pretty much, you know, we're not going to put up with any nonsense." CJB-676437.
89. MURRAY described that as far as staff assignments at East Cottage he felt like MURPHY, BUSKEY, WOODLOCK and ASBURY always worked together. CJB-676439.
90. MURRAY also described that based on his memory if a resident was in room restriction he would not be allowed to go to school, and thus would remain in the cottage alone with limited staff members.
91. MURRAY was asked if there would have been opportunities at East Cottage for staff to be alone with residents. MURRAY said the system in place could have been manipulated, but that he was not aware of any abuse that occurred. CJB-676483.
92. On March 4, 2021 that task force interviews George KALAMPALIKIS. KALAMPALIKIS is currently still employed with DHHS and has been a staff member at YDC since 1994.
93. KALAMPALIKIS described that he was initially at YDSU and then transferred to East Cottage around in 1997. KALAMPALIKIS described that he had always tried to take a verbal approach when dealing with residents, but at East Cottage when he arrived he noticed a culture existed.
94. KALAMPALIKIS stated there were two groups of staff members, the group which he was part of that tried to use verbal tactics to de-escalate, and another group which included ASBURY, WOODLOCK, MURPHY, BUSKEY, and Tim ROY that were quick to use physical force. ROY was a staff member at East Cottage working day shift from 1997-2001.



95. KALAMPALIKIS described that there were times when he would be in the downstairs rec area and a staff member would bring a resident up to his room and he would hear banging, not knowing what it was. The next day he would hear a resident talking about how they were assaulted by staff.
96. KALAMPALIKIS said he didn't know who he could report to, because ASBURY was the cottage house leader, and controlled the unit. KALAMPALIKIS described each cottage as a sort of island, run by the House Leader as the person felt it should be run.
97. KALAMPALIKIS denied every hearing about sexual abuse but did acknowledge that the opportunities existed.
98. KALAMPALIKIS discussed room confinement. He described how one resident had spent 144 days straight in room confinement status. KALAMPALIKIS recalled that when East Cottage residents were on room confinement they would go to King Cottage for the day. He did not recall that residents would remain back at East. KALAMPALIKIS was shown records, to which he acknowledged it did show that residents were kept back at East Cottage.
99. KALAMPALIKIS also acknowledged that there were times he would come on his shift at 2:00 pm and wouldn't know there were residents upstairs in their room on restriction until it was time to feed them dinner.
100. During the initial investigation done by Trooper Healey she made attempts to speak with the individuals identified by M.G. However, at the time Trooper Healey was only aware of allegations made by D.M. (9-6-1981).
101. On September 26, 2017, Trooper Healey spoke with Brad ASBURY regarding her investigation into allegations made by D.M. ASBURY denied any knowledge regarding sexual abuse occurring at YDC.
102. On November 6, 2017, BUSKEY was interviewed by Trooper Healey. BUSKEY acknowledged that he worked at East Cottage at YDC. CJB-2309. BUSKEY acknowledged that he worked with Jim WOODLOCK. BUSKEY confirmed they called him "WOODY."
103. BUSKEY indicated that he had reported Jim WOODLOCK to Brad ASBURY because "when he restrains the residents he may get a little strong with them." CJB-002786.

104. BUSKEY acknowledged that he also knew Stephen MURPHY, as the two had worked together.
105. BUSKEY indicated that while he was working at YDC he was also a police officer first at Derry Police Department, and then at Raymond Police Department. BUSKEY indicated he worked at YDC from roughly 1995-2000. BUSKEY said he became a full time police officer in Sanbornton Police Department.
106. BUSKEY stated that while he was at YDC he was a part time employee, "but worked full-time hours." CJB-002791.
107. When asked about punishment, BUSKEY said it was possible for a resident to be in room confinement for 10 days, get out for 24 hours, and then be punished again for another 10 days. BUSKEY indicated that when kids were in room confinement they would still go to school. CJB-002800.
108. BUSKEY indicated that in his entire time he never saw a resident be held back at the cottage from school. He said the only exception would be if someone was sick. It should be noted that a review of the records shows that on multiple occasions residents were held back from school at East cottage in 1998 for punishment. On April 20, 1998 there is a log entry written by ASBURY that a resident was to receive "ultra room-confinement," and he was not to attend school until further notice. Records show BUSKEY worked April 19 through April 26, 1998. CJB-79939. The entry by ASBURY specifically instructs BUSKEY to contact an individual in the operations department to let them know. CJB-656601-02.

#### RELEVANT LAW

109. RSA 625:8, III states "a prosecution may ... be commenced: for any offense under RSA 632-A...where the victim was under 18 years of age when the alleged offense occurred, within 22 years of the victim's eighteenth birthday."
110. M.G. turned eighteen on August 10 2001, which means that twenty-two years from his eighteenth birthday will be August 10, 2023, thus the statute of limitations for WOODLOCK's crime committed against M.G. under RSA 632-A has not yet expired.
111. In 1998, RSA 632-A:2, (I) A, states that "a person is guilty of felony aggravated felonious sexual assault if such person engages in sexual penetration with another person under any of the following circumstances; (a) when the actor overcomes the victim through the actual application of physical force, physical violence or superior physical strength.

112. In 1998 RSA 632:A:1 V(a) defined "sexual penetration" to include the act of anal intercourse and fellatio.
113. Based upon the facts, circumstances and evidence described above, there is probable cause to believe that between October 20, 1997-June 5, 1998, in the course of committing Aggravated Felonious Sexual Assault, James WOODLOCK, acted in concert with and aided Bradley ASBURY, Jeffrey BUSKEY, and Stephen MURPHY, with the purpose of promoting or facilitating the commission of the crime, James WOODLOCK and Bradley ASBURY restrained M.G., while Stephen MURPHY engaged in sexual penetration with M.G. through the application of physical strength, and/or physical violence, and/or superior physical strength when he performed anal intercourse on M.G. at East Cottage.
114. Based upon the facts, circumstances and evidence described above, there is probable cause to believe that between October 20, 1997 and June 5, 1998, Stephen MURPHY knowingly engaged in sexual penetration with M.G. through the application of physical force, and/or physical violence, and/or superior physical strength when MURPHY performed anal intercourse on M.G. at East Cottage.
115. Based upon the facts, circumstances and evidence described above, there is probable cause to believe that between June 5, 1998 and June 21, 2000, Stephen MURPHY knowingly engaged in sexual penetration with M.G. through the application of physical force, and/or physical violence, and/or superior physical strength when MURPHY performed anal intercourse on M.G. in a bedroom at King Cottage.
116. Based upon the facts, circumstances and evidence described above, there is probable cause to believe that between June 5, 1998 and June 21, 2000, Stephen MURPHY knowingly engaged in sexual penetration with M.G. through the application of physical force, and/or physical violence, and/or superior physical strength when MURPHY performed anal intercourse on M.G. in a bedroom at King Cottage a second time.
117. Based upon the facts, circumstances and evidence described above, there is probable cause to believe that between October 20, 1997 and June 5, 1998, Jeffrey BUSKEY knowingly engaged in sexual penetration with M.G. through the application of physical force, and/or physical violence, and/or superior physical strength when BUSKEY forced M.G. to perform fellatio on BUSKEY at East Cottage.
118. Based upon the facts, circumstances and evidence described above, there is probable cause to believe that between June 5, 1998 and June 21, 2000, Jeffrey



BUSKEY knowingly engaged in sexual penetration with M.G. through the application of physical force, and/or physical violence, and/or superior physical strength when he performed anal intercourse on M.G. in a bedroom at King Cottage.

119. Based upon the facts, circumstances and evidence described above, there is probable cause to believe that between October 20, 1997-June 5, 1998, in the course of committing Aggravated Felonious Sexual Assault, James WOODLOCK, acted in concert with and aided Bradley ASBURY, Jeffrey BUSKEY, and Stephen MURPHY, with the purpose of promoting or facilitating the commission of the crime, James WOODLOCK and Bradley ASBURY restrained M.G., while Stephen MURPHY engaged in sexual penetration with M.G. through the application of physical strength, and/or physical violence, and/or superior physical strength when he performed anal intercourse on M.G. at East Cottage.
120. Based upon the foregoing information in this affidavit, this affiant has probable cause to believe that the crime of Accomplice to Aggravated Felonious Sexual Assault, pursuant to RSA 632-A:2 and 626:8, has been committed by James WOODLOCK, on victim M.G. Therefore, I request the issuance of an Arrest Warrant for James WOODLOCK and an order for a duly authorized officer to take the defendant and bring him before the court having jurisdiction.

*Kelly J. LaPointe*

Trooper First Class Kelly LaPointe

New Hampshire State Police – Major Crime Unit

Then telephonically appeared the above named Trooper First Class Kelly LaPointe, and made oath or affirmation that the above affidavit is true to the best of his knowledge and belief.

*[Signature]*  
Justice of the Superior Court

*[Signature]*  
Date

4/1/21