

Patrick J. Marker
P.O. Box 39
Mount Vernon, WA, 98273

July 17, 2013

Mr. Michael Hemesath
Saint John's University President
P.O. Box 2000
Collegeville, MN 55321-2000

Abbot John Klassen
Saint John's Abbey
P.O. Box 2015
Collegeville, MN 55321-2015

Mr. Hemesath and Abbot Klassen,

This purpose of this letter is to make you aware of the false information that Saint John's personnel provided to the Stearns County Sheriff Department on June 29, 2013. I share this information after reviewing video footage, audio recordings, and transcripts from multiple sources including the Stearns County Sheriff's Department.

In addition to other requests made herein, I hereby and respectfully request (Request #A) that by Wednesday, July 24, 2013, you provide an explanation for the unethical conduct of those in your charge, as described below.

Background

At the invitation of Saint John's personnel, I was invited to and subsequently joined several classmates at the Saint John's Preparatory All-School Reunion in Collegeville, Minnesota on Saturday, June 29, 2013. I arrived on campus at approximately 10:40am and was asked to leave at approximately 12:10pm.

False Information Provided to Law Enforcement

Life Safety made the following false statements to Stearns County Sheriff personnel and others on June 29, 2013:

1. Life Safety personnel provided false information when they told the Stearns County Sheriff's department that there was an active restraining order against me, put on by St. John's Abbey;
2. Life Safety personnel provided false information when they told the Stearns County Sheriff's department that the school had asked me to not attend the reunion "weeks before the event";
3. Life Safety personnel provided false information when they told the Stearns County Sheriff's department that I was trespassing;
4. Life Safety personnel provided false information when they told the Stearns County Sheriff's department that my refusal to leave led to the sheriff being called;



False Information #1: Life Safety personnel provided false information when they told the Stearns County Sheriff's department that there was an active restraining order against me, put on by St. John's Abbey;

Video footage clearly shows a Saint John's Life Safety officer addressing me, while Stearns County Sheriff Sergeant Martin Althaus listened. Quoting the Life Safety officer:

"I'm with St. John's Life Safety Services. Just as a reminder, there is a restraining order, ok, that is against you... It has been put on by the abbey."

It is my understanding that other Saint John's personnel shared this information with reunion participants in the vicinity of the lunch area.

To my knowledge, and in fact, no such restraining order has ever been in effect. In addition, I have never engaged in any conduct to support such a petition.

This false information was provided in the presence of the sheriff's department and shared with reunion attendees in order to embarrass, humiliate and discredit me.

Life Safety Officer Tim Leavey's video footage will undoubtedly prove this claim.

Request #B: Despite knowing that no such restraining order ever existed, I hereby and respectfully request a copy of the then active restraining order, dated and shown to be in effect on June 29, 2013, as discussed by Life Safety personnel in the presence of Stearns County Sheriff Sergeant Martin Althaus.

False Information #2: Life Safety personnel provided false information when they told the Stearns County Sheriff's department that the school had asked me to not attend the reunion "weeks before the event";

According to the Stearns County Sheriff's Report (ICR #13044616, attached as Exhibit A):

"It was explined [sic] that the school had made requests of him not to show up weeks before the event."

No such request had been made and no such request exists. This false information was provided by Life Safety to the sheriff's department **and shared with reunion attendees** in order to embarrass, humiliate and discredit me.

Request #C: Despite knowing that no such request exists, I hereby and respectfully request a copy of all documentation supporting Saint John's claim that I was asked to not attend the reunion before and/or after the reunion invitation was postmarked and sent via the United States Postal Service on April 4, 2013.

False Information #3: Life Safety personnel provided false information when they told the Stearns County Sheriff's department that I was trespassing.

At approximately 10:45am, I approached the registration table staffed by Mary Ritter and another individual. I presented my invitation (Scanned and attached as Exhibit

pm

B), provided my name, class and a registration fee of \$20. My \$20 was accepted and in consideration for my \$20, I was provided with a Saint John's Prep name tag (Photo attached as Exhibit C) and a lunch ticket. At that time, the parties entered into a contractual agreement. At that time, I had a contractual claim of right to be on campus.

My understanding regarding Minnesota Statute 609.605 (Attached as Exhibit D) is that someone with a claim of right cannot be trespassed.

Not only did I have a contractual claim of right to be on campus, there was absolutely no basis, no probable cause and no evidence to warrant my being trespassed.

See Request #A.

False Information #4: Life Safety personnel provided false information when they told the Stearns County Sheriff's department that my refusal to leave led to the sheriff being called.

According to Dispatch Call #2 (Transcript attached at Exhibit F), Life Safety personnel claimed:

"Um, apparently he's not leaving, and ah, it's looking like we're gonna need somebody to come and escort him off campus."

While I enjoyed lunch with several classmates, and in the presence of approximately fifty other reunion attendees, Saint John's Life Safety Officer Tim Leavey approached my table.

Officer Leavey claimed that I was trespassing and told me that I had to leave campus. Multiple witnesses, including Brother Paul-Vincent Niebauer, all claim or agree that my conduct on campus was respectful.

Video footage shows that when asked to leave, I indeed briefly and respectfully protested because I had received and accepted an invitation. As I began to coordinate the logistics of my departure, and not wishing to interrupt to lunches of other attendees, I informed officer Leavey that I would walk off campus.

Video footage confirms that I stayed at the event solely because, and only after, officer Leavey agreed to call the sheriff so that we could discuss the matter.

I also confirmed my permission to stay in a 911 call to the Stearns County Sheriff's Department (Dispatch Call #4, Transcript attached at Exhibit G) at 12:12pm. Had officer Leavey not agreed to contact the sheriff in order to discuss the matter, I would have left the campus.

Saint John's personnel provided this false information to the sheriff's department in order to discredit me.

See Request #A.



Requests

On or before Wednesday, July 24, 2013, I request the following:

- A. As set forth above, I hereby and respectfully request an explanation for the unethical, if not illegal, conduct of those in your charge.
- B. As set forth above, and despite knowing that no such restraining order ever existed, I hereby and respectfully request a copy of the then active restraining order, dated and shown to be in effect on June 29, 2013, as discussed by Life Safety personnel in the presence of Stearns County Sheriff Sergeant Martin Althaus.
- C. As set forth above, and despite knowing that no such request exists, I hereby and respectfully request a copy of all documentation supporting Saint John's claim that I was asked to not attend the reunion after the reunion invitation was postmarked and sent via the United States Postal Service on April 4, 2013.
- D. Two days after the reunion, Saint Jon's Prep School provided a statement to multiple media outlets (Attached as Exhibit E), claiming that a "history of hostility" led to my being trespassed. The claim of a "history of hostility" was then and remains without basis. The sole purpose of the statement was to embarrass, humiliate and discredit me. Despite knowing that no such history exists, I hereby and respectfully request a copy of all documentation supporting Saint John's claim that a "history of hostility" exists.
- E. According to the Stearns County Sheriff's Report (ICR #13044616, see Exhibit A), Sergeant Althaus "confirmed with Leavy that St. John's Life Safety preferred [Marker] was completely off the property down to the end of the roadway." At this point, I was already off of St. John's property and walking on the very public County Road 159, past the bus stop and walking toward Interstate I-94. "The end of the roadway," according to Sergeant Althaus' dash video was later interpreted as the ramp to I-94. I hereby and respectfully request a clear statement regarding the public's right (by car, bike, foot or otherwise) to access County Road 159 as it winds through Collegeville.
- F. Following the receipt of the reunion invitation, I detrimentally relied on the Prep School's promises then suffered damaged, and incurred multiple expenses, when Saint John's breached its contractual obligations *without cause*. Therefore, I hereby and respectfully request a full refund for all reunion-related traveling and other expenses, incurred from the time I accepted the Saint John's offer to attend the reunion until the time I returned home, including but not limited to mileage, airfare, lodging, meals, parking, and reunion lunch. I hereby and respectfully request a response regarding which of these expenses Saint John's intends to reimburse and I will itemize accordingly.
- G. I hereby and respectfully request a full refund for all traveling and other reunion-related expenses incurred by my classmates, including but not limited to mileage, airfare, lodging, meals, parking, and the reunion lunch. I hereby and respectfully request a response regarding which of these expenses Saint John's intends to reimburse and I will alert my classmates so that they may itemize accordingly.

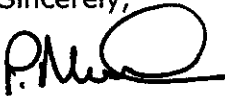
AM

- H. The embarrassment and humiliation suffered by the victims of sexual abuse in attendance at the reunion (at least six by my count) as well as others at the reunion was unwarranted, mean-spirited and contrary to Christian teachings. In fact, the actions by Saint John's personnel on June 29, 2013 were radically inconsistent with the "embodiment of Benedictine values" as described on the Saint John's University web site. I hereby and respectfully request from Saint John's a public apology to these parties, in the form of a press release, regarding the events of June 29, 2013.
- I. I hereby and respectfully request confirmation that the unenforceable Letter of Trespass Notice sent by Shawn Vierba on July 8, 2013 (Attached as Exhibit H) has been rescinded. Should you attempt to reissue this notice, please be mindful that i) Saint John's is not a solely private property. I do, for example, have a federal statutory right to use the Alcuin Library as a condition of its participation in the Federal Depository Library Program; and ii) Saint John's advertises that many of its facilities and venues (including, but not limited to, the guesthouse, bookstore, church and athletic venues) are open to the public; and iii) I have done nothing to warrant being trespassed.

I look forward to your prompt and comprehensive response.

Please contact me if you have any questions.

Very Sincerely,

A handwritten signature in black ink, appearing to read "P. Marker", with a large, stylized loop at the end.

Patrick J. Marker (SJP '83)
P.O. Box 39
Mount Vernon, WA, 98273
patrickmarker@gmail.com
360-421-5849

Exhibits

Exhibit A	Stearns County Sheriff's Report (ICR #13044616)
Exhibit B	Invitation to Saint John's Prep School Reunion
Exhibit C	Photo of Saint John's Prep Name Tag
Exhibit D	Minnesota Statute 609.605
Exhibit E	Saint John's Prep Media Statement
Exhibit F	Dispatch Call #2 (Life Safety to Sheriff)
Exhibit G	Dispatch Call #4 (Marker to Sheriff)
Exhibit H	Letter of Trespass Notice

Exhibit A

INCIDENT/ARREST REPORT STEARNS COUNTY SHERIFFS OFFICE



REPORT NUMBER: * 13044616 *

OR# MN0730000

DATE FROM: 06-29-2013 TIME: 12:12 PM

DATE TO: 06-30-2013 TIME: 02:24 PM

REPORT DATE: 06-29-2013 TIME: 12:12 PM

ADMIN

LOCATION: 31802 CR 159 COLLEGEVILLE TWP MN		TYPE OF INCIDENT TRESPASSING/TRESPASSER		OFFENSE TRACT 200
CASE STATUS:	DISPOSITION INACTIVE	EXCEPTIONAL CLEARANCE CODE		EXC CLEAR DATE
HOW RECEIVED: PHONE	TIME ASSIGNED 1215	TIME ARRIVED 1229	TIME CLEARED 1424	RELATED TO OCA
REPORTING OFFICER 11501 ALTHAUS, MARTIN W		ASSISTING OFFICER		REVIEWING OFFICER

OFFENSE

ISN 1	MOC P3310	OFFENSE DESCRIPTION TRESPASS-MS-PRIVATE-UNK INTENT	MOC STATUS	COUNTS 1	F/M
BIAS MOTIVATION		PREMISE TYPE	ATTEMPTED <input type="checkbox"/>	ALCOHOL <input type="checkbox"/>	DRUGS <input type="checkbox"/>
FORCED ENTRY <input type="checkbox"/>		UNITS ENTERED	CRIMINAL ACTIVITY		
IMPLEMENT USED		TYPE ENTRY	METHOD OF ENTRY	TYPE EXIT	
WEAPON USED					

ROUTING - RECORDS

SUSPECT

NAME MARKER, PATRICK JOSEPH		HOME	CELL *****
ADDRESS 610 N WAGH RD MOUNT VERNON WA 98273-9470		WORK	EMAIL
DOB *****	AGE 48	TO AGE	RACE
SEX	RESIDENT	ETHNICITY	SSN
HEIGHT	WEIGHT	EYE COLOR	HAIR COLOR
HAIR LENGTH	HAIR STYLE	DLN	STATE
CLOTHING		AFFILIATION	
SMTS			
EMPLOYER		EMPLOYER ADDRESS	
RELATED OFFENSES:			
1.	2.	3.	4.
5.	6.	7.	8.

ARREST

SUSPECT ARRESTED <input type="checkbox"/>	ARREST DATE/TIME	DISPOSITION	JUVENILE DISPOSITION
LOCATION SAME AS INCIDENT <input type="checkbox"/>	ARREST LOCATION	COUNTY	AREA
LOCATION NAME	CHARGES		
1.	2.	3.	4.
5.	6.	7.	8.
ARRESTING OFFICER		ASSISTING OFFICER	

ADDITIONAL PERSONS													REPORT NUMBER:		13044616	
STEARNS COUNTY SHERIFFS OFFICE													ORI#		MN0730000	
PERSON	INVOLVEMENT TYPE			NAME									HOME		CELL	
	COMPLAINANT			LEAVY, TIM												
	ADDRESS						WORK				EMAIL					
	MN															
	DOB		AGE	TO AGE	RACE		SEX	RESIDENT		ETHNICITY		SSN				
EYE COLOR			HAIR COLOR		HEIGHT	WEIGHT	HAIR LENGTH		HAIR STYLE		DLN		STATE			
EMPLOYER						EMPLOYER ADDRESS										
ST JOHN'S																
PERSON	INVOLVEMENT TYPE			NAME									HOME		CELL	
	MENTIONED			PFLUEGER, CHRIS												
	ADDRESS						WORK				EMAIL					
	MN															
	DOB		AGE	TO AGE	RACE		SEX	RESIDENT		ETHNICITY		SSN				
EYE COLOR			HAIR COLOR		HEIGHT	WEIGHT	HAIR LENGTH		HAIR STYLE		DLN		STATE			
EMPLOYER						EMPLOYER ADDRESS										
ST JOHN'S																
PERSON	INVOLVEMENT TYPE			NAME									HOME		CELL	
	ADDRESS						WORK				EMAIL					
	DOB		AGE	TO AGE	RACE		SEX	RESIDENT		ETHNICITY		SSN				
EYE COLOR			HAIR COLOR		HEIGHT	WEIGHT	HAIR LENGTH		HAIR STYLE		DLN		STATE			
EMPLOYER						EMPLOYER ADDRESS										
PERSON	INVOLVEMENT TYPE			NAME									HOME		CELL	
	ADDRESS						WORK				EMAIL					
	DOB		AGE	TO AGE	RACE		SEX	RESIDENT		ETHNICITY		SSN				
EYE COLOR			HAIR COLOR		HEIGHT	WEIGHT	HAIR LENGTH		HAIR STYLE		DLN		STATE			
EMPLOYER						EMPLOYER ADDRESS										
PERSON	INVOLVEMENT TYPE			NAME									HOME		CELL	
	ADDRESS						WORK				EMAIL					
	DOB		AGE	TO AGE	RACE		SEX	RESIDENT		ETHNICITY		SSN				
EYE COLOR			HAIR COLOR		HEIGHT	WEIGHT	HAIR LENGTH		HAIR STYLE		DLN		STATE			
EMPLOYER						EMPLOYER ADDRESS										
PERSON	INVOLVEMENT TYPE			NAME									HOME		CELL	
	ADDRESS						WORK				EMAIL					
	DOB		AGE	TO AGE	RACE		SEX	RESIDENT		ETHNICITY		SSN				
EYE COLOR			HAIR COLOR		HEIGHT	WEIGHT	HAIR LENGTH		HAIR STYLE		DLN		STATE			
EMPLOYER						EMPLOYER ADDRESS										

ADDITIONAL/CONTINUATION NARRATIVE		REPORT NUMBER: 13044616
STEARNS COUNTY SHERIFFS OFFICE		ORI# MN0730000
NARRATIVE	NARRATIVE TITLE Narrative From CAD	
	Complaint Type: TRES - TRESPASSING/TRESPASSER Caller Name: LIFE SAFETY Officers: Officer Id: JJDAHL Officer Name: DAHL, JASON Officer Id: LJMCLAUG Officer Name: MCLAUGHLIN, LAURA Officer Id: MWALTHAU Officer Name: ALTHAUS, MARTIN	
	[06/29/2013 13:14:16 : MOB : 2509] WAS TRANSPORTED FROM TWIN LAKES OFF PROPERTY BY UNK PARTY	
	[06/29/2013 13:03:04 : MOB : 2509] SUBJECT IS RELUCTANTLY WALKING OFF THE PROPERTY CITING THAT THE COUNTY RD IS SANCTUARY	
	[06/29/2013 12:47:50 : MOB : 2509] LEAVEY, TIM OF SJLS REQUESTED THE ASSISTANCE AFTER REPEATEDLY ASKING MARKER TO LEAVE. IT WAS EXPLAINED THAT THE SCHOOL HAD MADE REQUESTS OF HIM NOT TO SHOW UP WEEKS BEFORE THE EVENT.	
	[6/29/2013 12:31:27 : pos4 : DSHARREN] 1012 102	
	[6/29/2013 12:19:01 : pos5 : JMWEERES] PATRICK MARKER NOW HAS CALLED IN. STATING HE HAS AN INVITATION TO BE THERE. HE STATES HE IS NOT CAUSING ANY TROUBLES.	
	[6/29/2013 12:15:03 : pos5 : JMWEERES] HE IS NOW NOT LEAVING. LIFE SAFETY CALLING BACK NOWREQUESTING OFFICERS TO RESPOND AGAIN	
	[6/29/2013 12:13:23 : pos5 : JMWEERES] CANCEL PER LIFE SAFETY	
	[6/29/2013 12:13:06 : pos5 : JMWEERES] Landmark: ST JOHNS UNIVERSITY 31802 CO RD 159 PREP SCHOOL MAIN BUILDING. PATRICK MARKER IS TRESPASSING, REFUSING TO LEAVE THE PROPERTY.	

ADDITIONAL/CONTINUATION NARRATIVE		REPORT NUMBER:	13044616
STEARNS COUNTY SHERIFFS OFFICE		ORI#	MN0730000
NARRATIVE	NARRATIVE TITLE		
	CASE SUMMARY - ALTHAUS, MARTIN		
	- SEE ATTACHED.		

Stearns County Sheriff's Office

Narrative Report

ICR # 13044616

Sergeant Martin Althaus:

On 06-29-2013, Officers from this agency responded to the St. John's University Campus, specifically the area of the St. John's Prep School. St. John's Life Safety had contacted this agency stating that a party named Patrick Marker was on the property and had been requested to leave repeatedly. Marker initially had agreed to do so; however, moments later, he changed his mind. He was told he was trespassing and he continued to refuse to leave. While en route, I learned that Marker had called into our dispatch center explaining that he had an invitation to be there. (There was an alumni reunion occurring) He stated he was not causing any trouble.

When I arrived, I saw a St. John's Life Safety squad parked off the shoulder of the roadway, near the border of the college property and I94. It was there where I made contact with Officer Tim Leavy. Officer Leavy explained that he personally had contact with Marker and Marker was upset after being told he could not be on the property. Leavy stated that he had told Marker several times and Marker insisted that he was invited to be there. He explained that there were a number of people at the function and many were recording the incident as it was going on. After checking the location of my nearest backup unit, I responded with Leavy to the St. John's Prep School.

As we arrived, I saw a number of tables situated next to each other under a large tent. It was there that the alumni were having dinner. Marker was pointed out to me by Leavy. He was only two or three people in and he looked at me. I asked if he would step out away from the group and Marker stood up. Initially he said he would not leave the group as he wanted many witnesses to what was occurring. I motioned to him to too come to my location which was approximately 15 feet from where he was standing. As he came towards me, I moved a few more feet away from the table so we may be able to have a private conversation.

Stearns County Sheriff's Office

Narrative Report

ICR # 13044616

That; however, did not occur as two people came with him with phone cameras recording as I tried to speak with him. It did not appear to bother Leavy that the cameras were on. In fact, it was just the opposite. I did not discourage them from taping.

As I spoke with Marker, it was clear he was upset and to the point of being obstinate. I explained to him that St. John's Life Safety had repeatedly asked him to leave and said it would be necessary for him to do so. He showed me an invitation he had. I explained that the invitation does not allow him to stay on the property once he's been told he needs to leave. I asked Officer Leavy to explain to Marker that the college did not want him on the property and that he needed to immediately leave or it would be considered trespassing. He was currently trespassed from the property and not allowed to come back and if he did so, he could be arrested. After that was done, I explained to Marker that if necessary, I would enforce the trespassing laws in regards to this. I asked him if he would be willing to leave without further incident and explained I didn't want to stir anything up. Although very reluctant, he did agree to leave, but only after talking to several people at the function. An unidentified male stood in the center of the group and made comments in reference to wrong doing that was occurring. He came up to me and said "does the college not realize the amount of money that we donate and what was going on was wrong."

Life Safety Officer Chris Pflueger was also present. He explained to me that the school had contact with Marker prior to this event and had told him he could not come onto the property. In speaking with Marker about this sometime later, he insisted that was a lie.

Marker walked without escort away from the gathering and stopped between my squad car and Leavy's. Leavy had asked Marker to meet with him in reference to the documentation of the trespass. He began to prepare the document and

Stearns County Sheriff's Office

Narrative Report

ICR # 13044616

asked for Marker's driver's license. Marker refused, stating that I had just had his driver's license. I had run it through our dispatch center. I explained to Marker again that although he declined to cooperate with the documentation, that he would still be considered trespassed from the property and it would be mailed to him at a later date. I then went into the squad car and filled out as much of the personal information that I had obtained from Marker on the St. John's Life Safety document and provided that to Officer Leavy.

Marker began walking slowly towards the church. Approximately four minutes later, I was advised by Life Safety that it appeared Marker was not leaving in a timely manner, so I decided at that time to follow Marker out of the college campus. As I started to do this, I immediately saw a black sedan following. I could see a female with a device believed to be a camera, pointing out the windshield, and following me as I left. Deputy Dahl of this department also made note of it as he was providing scene security.

Marker walked towards the intersection at the Palestra and was talking on his cell phone nearly the entire route. As he neared the intersection, he passed one of the last parking lots in the immediate area. I explained to Dahl that if he did not locate a vehicle by that point, I would have contact with him. This occurred at that point. I asked if he needed a ride to his vehicle as it appeared he was walking quite a distance. Marker said that he did not drive to the function and he had traveled there with friends. I explained to him that I would be more than happy to transport him from the college area and asked where he was staying. He replied that he was staying in the metro area. I told him I could not travel that far but would be more than happy to take him to St. Joseph where I could leave him at the Holiday Station and he could make arrangements for a ride at that point. He declined.

Marker stated that he would be fine once he got to the intersection and was pointing to County Road 159. Marker said that once there, he was on a public

Stearns County Sheriff's Office

Narrative Report

ICR # 13044616

road and would not be in violation nor could be told to leave from that point. I explained to him several times that it is indeed a County Road; however, it was within the boundaries of the college and he would need to leave. After repeating this several times, Marker leaned further into my squad car from the passenger side and asked what would happen if he did not leave. I explained to him some of the basic processes of an arrest and/or citation for trespassing. I also told him that it was apparent that he was attempting to make a point and I completely understood that; however, I went on to say that he needs to make the point with the college administration and not with me personally. I explained once more that I had to enforce the law and at this point and he had no grounds to stand on. Marker continued to walk and cross the roadway to the west. He walked to the bus stop, stopped, and again from my squad car I asked if there were any problems. He said he was out of the school property and I explained to him that no, he was not. I told him he needed to continue on at least into the 55 MPH zone. I later had contact with him as he was discussing the boundaries and I pointed out to him that the college campus encompassed the twin lakes ahead of him and the trails along 194 etcetera. During these conversations, Marker was obstinate but not angry, uncooperative, but not abusive.

Officer Leavy had positioned himself north of Fruit Farm Road in a parking lot. I pulled into speak with him as Marker continued to walk towards 194. I confirmed with Leavy that St. John's Life Safety preferred he was completely off the property down the end of the roadway. I explained to Leavy that I would follow him out and if he returned, to contact us immediately and we would take further steps to ensure that Marker obeyed the trespass issued. I began to again follow Marker out of the college area but did note two vehicles, including the black sedan that had been following us had stopped near the lakes area. An unidentified male party was speaking with Marker outside of the vehicle. I came in behind him,

Stearns County Sheriff's Office

Narrative Report

ICR # 13044616

stopped, and got out of my squad car. I asked Marker if he was obtaining a ride and he said that he was. He reached out to shake my hand and did so. He thanked me for my professionalism and explained that he knew that I was just doing my job. He asked if there would be a report written and I said that there would be one written. I assured him that what I saw would be in that report. Video and audio from squad S-32 is available with the exception of my first contact with Marker. The system did not turn on as I had expected. No further action was necessary.

TB:ejw

Exhibit B

REUNION WEEKEND 2013 SCHEDULE

Friday, June 28th, 2013

2:00-5:00 P.M. 50th Reunion welcome, check-in and refreshments

5:30 P.M. Twin Towers 50th Reunion Social Hour and Dinner

Great Hall – Quad 264 (Old Bede Hall) – SJU Campus

Saturday, June 29th, 2013

10:00 A.M.-12:00 P.M. All Class Reunion Welcome,

Registration check-in and morning refreshments

11:00 A.M. Benedictine Values Refresher "Class" with

Br. Paul Vincent Niebauer, OSB

12:00-2:00 P.M. BBQ picnic lunch (*Class photos will be taken at this time*)

2:00 P.M. School tours

3:00 P.M. Presentation: Saint John's Prep Bede Hall - 50 years

4:00 P.M. Outdoor Mass with Headmaster Fr. Timothy Backous, OSB

Evening—Individual Class Reunion Parties - locations determined by
class host(s). *Let us know where you're meeting-we'll pass on the info!*

Sunday, June 30th, 2013

10:30 A.M. Mass in the Abbey Church

FOR MORE INFORMATION AND TO REGISTER ONLINE,
GO TO WWW.SJPREP.NET/ALUMNI/EVENTS/REUNION/

OR CALL 320.363.3317

9827380039 8001



Innovative School. Motivated Students.

Box 4000
2280 Watertower Road
Collegeville, MN 56321



Pat Marker
PO Box 39
Mount Vernon, WA 98273-0039

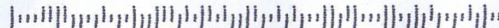


Exhibit C



Exhibit D

2012 MINNESOTA STATUTES

609.605 TRESPASS.

Subdivision 1.Misdemeanor.

(a) The following terms have the meanings given them for purposes of this section.

(1) "Premises" means real property and any appurtenant building or structure.

(2) "Dwelling" means the building or part of a building used by an individual as a place of residence on either a full-time or a part-time basis. A dwelling may be part of a multidwelling or multipurpose building, or a manufactured home as defined in section 168.002, subdivision 16.

(3) "Construction site" means the site of the construction, alteration, painting, or repair of a building or structure.

(4) "Owner or lawful possessor," as used in paragraph (b), clause (9), means the person on whose behalf a building or dwelling is being constructed, altered, painted, or repaired and the general contractor or subcontractor engaged in that work.

(5) "Posted," as used:

(i) in paragraph (b), clause (4), means the placement of a sign at least 8-1/2 inches by 11 inches in a conspicuous place on the exterior of the building, or in a conspicuous place within the property on which the building is located. The sign must carry a general notice warning against trespass;

(ii) in paragraph (b), clause (9), means the placement of a sign at least 8-1/2 inches by 11 inches in a conspicuous place on the exterior of the building that is under construction, alteration, or repair, or in a conspicuous place within the area being protected. If the area being protected is less than three acres, one additional sign must be conspicuously placed within that area. If the area being protected is three acres but less than ten acres, two additional signs must be conspicuously placed within that area. For each additional full ten acres of area being protected beyond the first ten acres of area, two additional signs must be conspicuously placed within the area being protected. The sign must carry a general notice warning against trespass; and

(iii) in paragraph (b), clause (10), means the placement of signs that:

(A) carry a general notice warning against trespass;

(B) display letters at least two inches high;

(C) state that Minnesota law prohibits trespassing on the property; and

(D) are posted in a conspicuous place and at intervals of 500 feet or less.

(6) "Business licensee," as used in paragraph (b), clause (9), includes a representative of a building trades labor or management organization.

(7) "Building" has the meaning given in section 609.581, subdivision 2.

(b) A person is guilty of a misdemeanor if the person intentionally:

(1) permits domestic animals or fowls under the actor's control to go on the land of another within a city;

(2) interferes unlawfully with a monument, sign, or pointer erected or marked to designate a point of a boundary, line or a political subdivision, or of a tract of land;

(3) trespasses on the premises of another and, **without claim of right**, refuses to depart from the premises on demand of the lawful possessor;

(4) occupies or enters the dwelling or locked or posted building of another, **without claim of right** or consent of the owner or the consent of one who has the right to give consent, except in an emergency situation;

(5) enters the premises of another with intent to take or injure any fruit, fruit trees, or vegetables growing on the premises, without the permission of the owner or occupant;

(6) enters or is found on the premises of a public or private cemetery without authorization during hours the cemetery is posted as closed to the public;

(7) returns to the property of another with the intent to abuse, disturb, or cause distress in or threaten another, after being told to leave the property and not to return, **if the actor is without claim of right to the property** or consent of one with authority to consent;

(8) returns to the property of another within one year after being told to leave the property and not to return, **if the actor is without claim of right** to the property or consent of one with authority to consent;

(9) enters the locked or posted construction site of another without the consent of the owner or lawful possessor, unless the person is a business licensee;

(10) enters the locked or posted aggregate mining site of another without the consent of the owner or lawful possessor, unless the person is a business licensee; or

(11) crosses into or enters any public or private area lawfully cordoned off by or at the direction of a peace officer engaged in the performance of official duties. As used in this clause: (i) an area may be "cordoned off" through the use of tape, barriers, or other means conspicuously placed and identifying the area as being restricted by a peace officer and identifying the responsible authority; and (ii) "peace officer" has the meaning given in section 626.84, subdivision 1. It is an affirmative defense to a charge under this clause that a peace officer permitted entry into the restricted area.

Subd. 2. Gross misdemeanor.

Whoever trespasses upon the grounds of a facility providing emergency shelter services for battered women, as defined under section 611A.31, subdivision 3, or of a facility providing transitional housing for battered women and their children, without claim of right or consent of one who has right to give consent, and refuses to depart from the grounds of the facility on demand of one who has right to give consent, is guilty of a gross misdemeanor.

Subd. 3.

[Repealed, 1993 c 326 art 2 s 34]

Subd. 4. Trespasses on school property.

(a) It is a misdemeanor for a person to enter or be found in a public or nonpublic elementary, middle, or secondary school building unless the person:

(1) is an enrolled student in, a parent or guardian of an enrolled student in, or an employee of the school or school district;

- (2) has permission or an invitation from a school official to be in the building;
 - (3) is attending a school event, class, or meeting to which the person, the public, or a student's family is invited; or
 - (4) has reported the person's presence in the school building in the manner required for visitors to the school.
- (b) It is a misdemeanor for a person to be on the roof of a public or nonpublic elementary, middle, or secondary school building unless the person has permission from a school official to be on the roof of the building.
- (c) It is a gross misdemeanor for a group of three or more persons to enter or be found in a public or nonpublic elementary, middle, or secondary school building unless one of the persons:
- (1) is an enrolled student in, a parent or guardian of an enrolled student in, or an employee of the school or school district;
 - (2) has permission or an invitation from a school official to be in the building;
 - (3) is attending a school event, class, or meeting to which the person, the public, or a student's family is invited; or
 - (4) has reported the person's presence in the school building in the manner required for visitors to the school.
- (d) It is a misdemeanor for a person to enter or be found on school property within one year after being told by the school principal or the principal's designee to leave the property and not to return, unless the principal or the principal's designee has given the person permission to return to the property. As used in this paragraph, "school property" has the meaning given in section 152.01, subdivision 14a, clauses (1) and (3).
- (e) A school principal or a school employee designated by the school principal to maintain order on school property, who has reasonable cause to believe that a person is violating this subdivision may detain the person in a reasonable manner for a reasonable period of time pending the arrival of a peace officer. A school principal or designated school employee is not civilly or criminally liable for any action authorized under this paragraph if the person's action is based on reasonable cause.
- (f) A peace officer may arrest a person without a warrant if the officer has probable cause to believe the person violated this subdivision within the preceding four hours. The arrest may be made even though the violation did not occur in the peace officer's presence.

Subd. 5. Certain trespass on agricultural land.

- (a) A person is guilty of a gross misdemeanor if the person enters the posted premises of another on which cattle, bison, sheep, goats, swine, horses, poultry, farmed cervidae, farmed ratitae, aquaculture stock, or other species of domestic animals for commercial production are kept, without the consent of the owner or lawful occupant of the land.
- (b) "Domestic animal," for purposes of this section, has the meaning given in section 609.599.
- (c) "Posted," as used in paragraph (a), means the placement of a sign at least 11 inches square in a conspicuous place at each roadway entry to the premises. The sign must provide notice of a biosecurity area and wording such as: "Biosecurity measures are in

force. No entrance beyond this point without authorization." The sign may also contain a telephone number or a location for obtaining such authorization.

(d) The provisions of this subdivision do not apply to employees or agents of the state or county when serving in a regulatory capacity and conducting an inspection on posted premises where domestic animals are kept.

History:

1963 c 753 art 1 s 609.605; 1971 c 23 s 62; 1973 c 123 art 5 s 7; 1976 c 251 s 1; 1978 c 512 s 1; 1981 c 365 s 9; 1982 c 408 s 2; 1985 c 159 s 2; 1986 c 444; 1987 c 307 s 3; 1989 c 5 s 9; 1989 c 261 s 5; 1990 c 426 art 1 s 54; 1993 c 326 art 1 s 14; art 2 s 13; art 4 s 32; 1993 c 366 s 13; 1994 c 465 art 1 s 60; 1995 c 226 art 3 s 48; 2004 c 254 s 46; 2005 c 136 art 17 s 41,42; 2009 c 59 art 5 s 15; 2009 c 123 s 14

Exhibit E

WORK FOR USJOBSCARS HOMES APARTMENTS CLASSIFIEDS AUCTIONS SHOPPING

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Critic of St. John's told to leave school reunion

Jul. 3, 2013 | 7 Comments

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Pinit

A A

Written by
David Unze

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A St. John’s Prep School alumnus who maintains a website that is critical of St. John’s Abbey and its handling of clergy sex abuse cases was kicked off the Collegeville campus last weekend while he was attending a class reunion.

Patrick Marker was on campus for a reunion of his 1983 Prep School class when a Stearns County sheriff’s deputy told him that the Prep School wanted him removed from the property. Marker, who is a survivor of sexual abuse by St. John’s Abbey monk Dunstan Moorse, had been invited by the Prep School to attend the reunion.

Marker traveled from Washington to attend the reunion and was eating lunch under a tent near the Prep School with other graduates when the deputy approached and told Marker that St. John’s Life Safety wanted him off campus.

A report written by the Stearns County deputy doesn’t indicate that Marker was disorderly or disruptive. The Times asked to speak to new Prep School headmaster the Rev. Jonathan Licari, or a designate of his choosing, about Marker’s removal.

The school issued a two-sentence statement in response.

“St. John’s Prep responded to a history of hostility in asking an alumnus to leave our private event,” it read. “We felt it was in the best interests of our guests to ask this person to leave so that others could enjoy the reunion.”

Bill Neuhauser, who graduated in Marker’s prep school class, said he was enjoying the reunion until an officer from Life Safety approached Marker and asked him to leave. Marker asked that the officer call the sheriff’s office so Marker could discuss the matter with a deputy.

The Stearns deputy who arrived also told Marker that he had to

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Exhibit F

ICR# 13044616

DISPATCH CALL #1

RECORDED BY: STEARNS COUNTY DISPATCH
RECORDED ON: 6/29/2013 1212 HOURS

TRANSCRIBED ON/BY: JULY 11, 2013/0834 HOURS BY DT

Q Sheriff's Department can I help you?

A Hi, this is [REDACTED], um,

Q Yes

A We have an individual on campus who is trespassing and refusing to leave.

Q Okay, what's the address we need to come to?

A Ah, 31802 County Road 159, Collegeville.

Q Okay any certain building? Um,

A Ah, it would be the Prep School main building.

Q Okay, what, and who is the person?

A Ah, his name is Pat Marker.

Q Is he intoxicated or anything?

A Ah, I believe he is not, hang on just a moment,

Q Just threw a trespassing complaint in for St. John's,

A Still there?

Q Yep, is he um, is he being disorderly or anything? or

A Um, um, I just got a call in from my officer and he said to cancel that,

Q Oh, cancel?

A Yep, thanks for your help.

Q Got it, I'll cancel. Bye

A Bye

[END OF CALL]

Exhibit G

ICR# 13044616

DISPATCH CALL #4 (CALL BACK)

RECORDED BY: STEARNS COUNTY DISPATCH
RECORDED ON: 6/29/2013 1217 HOURS

TRANSCRIBED ON/BY: JULY 11, 2013/0834 HOURS BY DT

Q I'm calling that guy back. Yes, oh, oh good, okay.

A Hello?

Q Hi, this is the Sheriff's Department 911 Operator, you called um, what's going on?

A Well I was invited to St. John's for a reunion and now they're asking me to leave. I have an invitation

Q Okay

A From them in my hand. So, and I was just told that the Sheriff's Department was going to come because I didn't leave immediately. The reason why I didn't leave immediately was because I had to coordinate with the people that I came with.

Q Okay, um, do you want to talk with an officer?

A I would love to talk with an officer.

Q Okay, okay, were you being disorderly?

A Can you arrange that?

Q Or something? Yeah, I have an officer

A Oh not, not in any, okay so you'll send an officer here to speak with me, not to arrest me.

Q Well they're, go, I don't know why you'd be arrested, I mean, if you have

A I don't know why either.

Q An invitation

A I have an inv-

Q So you have an invitation to be there,

A Yes

Q So why did they ask you to leave though? That's what I'm trying to figure out, if, if you have an invitation to be there for a reason?

A Yeah, so a-and I have no idea. That makes no sense to me. I was sitting in with a group of people eating lunch and they just, they, he, the, the, the Life Safety came up and said I have been instructed to ask you to leave.

Q Okay, alright, well just everybody try to stay nice and calm and we have officers on their way to talk to everybody, okay?

A And, and this is being, this 911 call is being recorded?

Q Yes it is sir, is this Patrick Marker?

A Okay good, it is, yeah.

Q Okay,

A Yeah I just want to make sure that there's, I just want to make sure that there's going to be proof that you told me to stay here until I could speak with an officer.

Q Well the officer wants to speak to everybody, but what I don't understand is why would they interrupt your dinner to ask you to leave? That's, I don't understand that. There's, why would they approach you for no reason?

A That's exactly my question, and they don't have an answer for that.

Q Okay, okay

A Great

Q I will have an of-yep

A Thank you

Q I'll have an officer come talk to everybody. Thanks.

A Okay, bye-bye.

[END OF CALL]

Exhibit H

Saint John's University

*Partner in liberal arts education with the
College of Saint Benedict*

Life Safety Services

July 8, 2013

**Via Certified Mail and
Email Transmission**

Patrick J Marker
patrickmarker@gmail.com
Circle Path Media, Inc.
610 N. Waugh Road
Mount Vernon, WA 98273
(360)421-5849

LETTER OF TRESPASS NOTICE

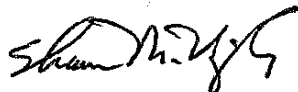
Dear Mr. Marker:

This letter is to inform you of the fact that as of the date of this letter, July 8, 2013, you are not allowed in, on, or around the premises of the Order of Saint Benedict, Incorporated, in Collegeville, Minnesota, including but not limited to the land and forests of the Order of Saint Benedict, the buildings housing Saint John's University, Saint John's Preparatory School, Saint John's Abbey, the Liturgical Press and the Abbey Church, and all dormitory buildings and campus facilities, for any reason whatsoever. If you are seen in or around the premises, you will be considered a "trespasser," and the Stearns County Sheriff's Office will be called to arrest you. Pursuant to Minnesota Statute 609.605, this letter will serve as formal notice that you have been told not to return to the subject property. This Notice will remain in effect for one year.

Please note that no one, other than the Director of Life Safety Services or the Abbot of Saint John's, may give you permission to enter the premises while this Notice of Trespass is in effect.

A copy of this letter, along with a copy of the certified, registered mail receipt is being sent to the Stearns County Sherriff's Office for their information.

Sincerely,



Shawn Vierzba
Saint John's University
Director of Life Safety Services

cc: Stearns County Sherriff's Department
Abbot John Klassen, OSB, Ph. D.