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2 **BRIAN J. FORSYTHE, #338685**
3 **DIAS HALL INC.**
4 A Professional Corporation
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Superior Court of California
County of Fresno
By: I. Herrera, Deputy

8 **SUPERIOR COURT OF CALIFORNIA**
9 **COUNTY OF FRESNO**

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11 JANE ROE 26, an individual;

12 Plaintiff,

13 v.

14 RIVERDALE ASSEMBLY OF GOD.
15 d.b.a. RIVERDALE CHRISTIAN
16 ACADEMY, INC., a California non-profit
religious corporation; THE GENERAL
17 COUNCIL OF THE ASSEMBLIES OF
GOD, a foreign non-profit religious
18 corporation; THE SOUTHERN
CALIFORNIA DISTRICT COUNCIL OF
19 THE ASSEMBLIES OF GOD, a California
non-profit religious corporation; AUSTIN
20 WHITED, an individual; TERRY GOAD,
21 JR., an individual; JALEN DAVIS, an
individual; and JED DAVIS, an individual
22 and DOES 18 through 100, inclusive,

23 Defendants.
24

Case No.: 22CECG02580

AMENDED COMPLAINT FOR DAMAGES:

1. **NEGLIGENCE**
2. **CLAIM FOR CHILDHOOD SEXUAL ASSAULT**
(California Civil Code § 340.1)
3. **NEGLIGENT SUPERVISION/ FAILURE TO WARN**
4. **NEGLIGENT HIRING/RETENTION**
5. **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**
6. **BREACH OF STATUTORY DUTY**
(California Civil Code § 51.7)

25 Based upon information and belief available to Plaintiff JANE ROE 26, an individual, at
26 all times relevant to the filing of this Complaint, alleges as follows against Defendants,
27 RIVERDALE ASSEMBLY OF GOD, INC. d.b.a. RIVERDALE CHRISTIAN ACADEMY, a
28 California non-profit religious corporation; THE GENERAL COUNCIL OF THE

1 ASSEMBLIES OF GOD, a foreign non-profit religious corporation; THE SOUTHERN
2 CALIFORNIA DISTRICT COUNCIL OF THE ASSEMBLIES OF GOD, a California non-
3 profit religious corporation; AUSTIN WHITED, an individual; TERRY GOAD, JR., an
4 individual; JALEN DAVIS, an individual; JED DAVIS, an individual; and DOES 18 through
5 100, inclusive, as follows:

6 **NATURE OF THE ACTION**

7 1. Between approximately 2015 and 2019, when Plaintiff JANE ROE 26 was a
8 minor child and a member, congregant, and student of Defendants, RIVERDALE ASSEMBLY
9 OF GOD, INC. d.b.a. RIVERDALE CHRISTIAN ACADEMY, THE GENERAL COUNCIL OF
10 THE ASSEMBLIES OF GOD and THE SOUTHERN CALIFORNIA DISTRICT COUNCIL
11 OF THE ASSEMBLIES OF GOD, in Riverdale, California, she was groomed and sexually
12 molested by AUSTIN WHITED, a Sunday school teacher; TERRY GOAD, JR., a bus ministry
13 sound technician; JALEN DAVIS, a bus ministry worker at RIVERDALE ASSEMBLY OF
14 GOD, INC. and elementary school teacher at associated RIVERDALE CHRISTIAN
15 ACADEMY; and JED DAVIS a church audio technician, at Defendant RIVERDALE
16 ASSEMBLY OF GOD, INC. Commencing at the age of 13 years old Plaintiff JANE ROE 26
17 was groomed for a sexual relationship by Defendants AUSTIN WHITED, TERRY GOAD, JR.,
18 JALEN DAVIS, and JED DAVIS. At the age of 13 years old Defendant AUSTIN WHITED
19 initiated a pattern of grooming JANE ROE 26 which culminated in the sexual assault of Plaintiff
20 JANE ROE 26 when she was 13 years old. At the age of 13, Defendant TERRY GOAD JR.
21 initiated a pattern of grooming which resulted in sexual assaults of ROE 26 when she was
22 between the ages of 13 and 14 years old. At the age of 15 years old, Defendant JALEN DAVIS
23 initiated a pattern of grooming and sexually assaulting ROE 26. Further, when JANE ROE 26
24 was 16 years old JED DAVIS sexually assaulted ROE 26 in his vehicle.

25 2. At all relevant times Defendant AUSTIN WHITED was an adult employee
26 and/or agent and Sunday school teacher at Defendant RIVERDALE ASSEMBLY OF GOD,
27 INC. d.b.a. RIVERDALE CHRISTIAN ACADEMY. At all relevant times Defendant TERRY
28 GOAD, JR. was an adult employee and/or agent of RIVERDALE ASSEMBLY OF GOD, INC.

1 d.b.a. RIVERDALE CHRISTIAN ACADEMY’s bus ministry. At all relevant times, Defendant
2 JALEN was an adult employee and/or agent of RIVERDALE ASSEMBLY OF GOD, INC.
3 d.b.a. RIVERDALE CHRISTIAN ACADEMY’s bus ministry and elementary school teacher. At
4 all relevant times, JED DAVIS was an adult employee and/or agent and a church audio
5 technician at RIVERDALE ASSEMBLY OF GOD, INC. Despite the fact that Defendant
6 RIVERDALE ASSEMBLY OF GOD, INC. d.b.a. RIVERDALE CHRISTIAN ACADEMY,
7 Defendant THE GENERAL COUNCIL OF THE ASSEMBLIES OF GOD, and Defendant THE
8 SOUTHERN CALIFORNIA DISTRICT COUNCIL OF THE ASSEMBLIES OF GOD, knew or
9 should have known that Defendant AUSTIN WHITED, Defendant TERRY GOAD, JR.,
10 Defendant JALEN DAVIS, and Defendant JED DAVIS were dangers to children, in that they
11 were likely to use their positions with them to groom and to sexually assault them, they failed to
12 take reasonable steps to protect Plaintiff JANE ROE 26 and other children from that danger.

13 **NATURE OF THE ACTION**

14 3. Plaintiff, JANE ROE 26 (“ROE 26”), is a female currently residing in the State
15 of California. ROE 26 was a minor throughout the period of childhood sexual assault alleged
16 herein. At the time of filing this Complaint for the childhood sexual assault ROE 26 is an adult.
17 At all times relevant, ROE 26 resided in Fresno County, California. ROE 26 attended Defendant
18 RIVERDALE ASSEMBLY OF GOD, INC. (“RIVERDALE ASSEMBLY OF GOD”) as a
19 congregant of the church and attended school at RIVERDALE CHRISTIAN ACADEMY
20 (“ACADEMY”), located on the premises of RIVERDALE ASSEMBLY OF GOD. ROE 26
21 brings this Complaint pursuant to Code of Civil Procedure Section 340.1 for the childhood
22 sexual assault she suffered due to Defendants negligence and malfeasance.

23 4. At all relevant times, RIVERDALE ASSEMBLY OF GOD was and is a
24 California non-profit religious corporation authorized to conduct business and is conducting
25 business in the State of California, with its principal place of business in the County of Fresno,
26 California. At all relevant times, RIVERDALE ASSEMBLY OF GOD had responsibility for
27 church operations in Riverdale, California.

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1 5. At all relevant times, Defendant THE GENERAL COUNCIL OF THE
2 ASSEMBLIES OF GOD (“GENERAL COUNCIL”) was and is a foreign non-profit religious
3 corporation with its principal place of business in the State of Missouri. At all times relevant,
4 GENERAL COUNCIL organized, administered and directed the congregational affairs of church
5 members in the United States. At all times relevant GENERAL COUNCIL owned, operated,
6 managed, and/or controlled local churches and schools throughout California, including
7 RIVERDALE ASSEMBLY OF GOD, in Riverdale, California.

8 6. At all relevant times, Defendant THE SOUTHERN CALIFORNIA DISTRICT
9 COUNCIL OF THE ASSEMBLIES OF GOD (“SOCAL DISTRICT”) was and is a California
10 non-profit religious corporation authorized to conduct business and is conducting business in the
11 State of California, with its principal place of business in Irvine, California. At all times relevant,
12 SOCAL DISTRICT organized, administered and directed the congregational affairs of church
13 members in the State of California. At all times relevant SOCAL DISTRICT owned, operated,
14 managed, and/or controlled local churches and schools throughout California, including
15 RIVERDALE ASSEMBLY OF GOD, in Riverdale, California.

16 7. At all relevant times, Defendant AUSTIN WHITED (“WHITED”) was an adult
17 male who was associated with, supervised, directed and controlled by RIVERDALE
18 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT. While supervised,
19 directed and controlled by RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL
20 SOCAL DISTRICT, WHITED committed the acts of childhood sexual assault alleged herein as
21 an agent and Sunday school teacher at RIVERDALE ASSEMBLY OF GOD.

22 8. At all relevant times, Defendant TERRY GOAD, JR. (“GOAD”) was an adult
23 male who was associated with, supervised, directed and controlled by RIVERDALE
24 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT. While supervised,
25 directed and controlled by RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL
26 SOCAL DISTRICT, and GOAD committed the acts of childhood sexual assault alleged herein as
27 an agent and sound technician for a RIVERDALE ASSEMBLY OF GOD, program referred to
28 as “bus ministry”.

1 9. At all relevant times, Defendant JALEN DAVIS (“JALEN”) was an adult male
2 who was associated with, supervised, directed and controlled by RIVERDALE ASSEMBLY OF
3 GOD, GENERAL COUNCIL and SOCAL DISTRICT. While supervised, directed and
4 controlled by RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL, SOCAL
5 DISTRICT, JALEN committed the acts of childhood sexual assault alleged herein as an agent
6 and bus worker for a RIVERDALE ASSEMBLY OF GOD, program referred to as “bus
7 ministry” and a elementary school teacher at RIVERDALE CHRISTIAN ACADEMY.

8 10. At all relevant times, Defendant JED DAVIS (“JED”) was an adult male who
9 was associated with, supervised, directed and controlled by RIVERDALE ASSEMBLY OF
10 GOD, GENERAL COUNCIL and SOCAL DISTRICT. While supervised, directed and
11 controlled by RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL SOCAL DISTRICT
12 JED committed the acts of childhood sexual assault alleged herein as an employee, agent, and
13 church audio technician, at RIVERDALE ASSEMBLY OF GOD.

14 11. At all relevant times GENERAL COUNCIL was the owner of RIVERDALE
15 ASSEMBLY OF GOD, and held itself out to the public as the owner or controller of
16 RIVERDALE ASSEMBLY OF GOD.

17 12. At all relevant times GENERAL COUNCIL through its agents, servants, and
18 employees, managed, maintained, operated, and controlled RIVERDALE ASSEMBLY OF
19 GOD.

20 13. At all relevant times GENERAL COUNCIL through its agents, servants, and
21 employees, managed, maintained, operated, and controlled RIVERDALE ASSEMBLY OF
22 GOD, and held out to the public its agents, servants, and employees as those who managed,
23 maintained, operated, and controlled RIVERDALE ASSEMBLY OF GOD.

24 14. At all relevant times GENERAL COUNCIL was responsible for and did the
25 hiring and staffing at RIVERDALE ASSEMBLY OF GOD.

26 15. At all relevant times GENERAL COUNCIL was responsible for and did the
27 recruitment and staffing of volunteers at RIVERDALE ASSEMBLY OF GOD.

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1 16. At all relevant times SOCAL DISTRICT was the owner of RIVERDALE
2 ASSEMBLY OF GOD, and held itself out to the public as the owner or controller of
3 RIVERDALE ASSEMBLY OF GOD.

4 17. At all relevant times SOCAL DISTRICT through its agents, servants, and
5 employees, managed, maintained, operated, and controlled RIVERDALE ASSEMBLY OF
6 GOD.

7 18. At all relevant times SOCAL DISTRICT through its agents, servants, and
8 employees, managed, maintained, operated, and controlled RIVERDALE ASSEMBLY OF
9 GOD, and held out to the public its agents, servants, and employees as those who managed,
10 maintained, operated, and controlled RIVERDALE ASSEMBLY OF GOD.

11 19. At all relevant times SOCAL DISTRICT was responsible for and did the hiring
12 and staffing at RIVERDALE ASSEMBLY OF GOD.

13 20. At all relevant times SOCAL DISTRICT was responsible for and did the
14 recruitment and staffing of volunteers at RIVERDALE ASSEMBLY OF GOD.

15 21. At all relevant times WHITED was on the staff of, acted as an agent of, and
16 served as an employee of RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and
17 SOCAL DISTRICT.

18 22. At all relevant times WHITED was acting in the course and scope of his
19 employment and/or agency with RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL
20 and SOCAL DISTRICT.

21 23. At all relevant times GENERAL COUNCIL and SOCAL DISTRICT materially
22 benefited from the operation of RIVERDALE ASSEMBLY OF GOD, including the services of
23 WHITED and the services of those who managed and supervised WHITED.

24 24. At all relevant times WHITED was employed by or an agent of RIVERDALE
25 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT he used his positions as
26 a Sunday school teacher at RIVERDALE ASSEMBLY OF GOD, to groom and sexually assault
27 ROE 26.

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1 25. To the extent RIVERDALE ASSEMBLY OF GOD, was a different entity,
2 corporation, or organization during the period of time during which WHITED used his position
3 as a Sunday school teacher at RIVERDALE ASSEMBLY OF GOD, to groom and sexually
4 assault ROE 26, such entity, corporation, or organization is hereby on notice that it is intended to
5 be a defendant in this lawsuit and is identified in the Complaint as RIVERDALE ASSEMBLY
6 OF GOD.

7 26. To the extent RIVERDALE ASSEMBLY OF GOD, is a successor to a different
8 entity, corporation, or organization which existed during the period of time during which
9 WHITED used his position as a Sunday school teacher at RIVERDALE ASSEMBLY OF GOD,
10 to groom and to sexually assault ROE 26, such predecessor entity, corporation, or organization is
11 hereby on notice that it is intended to be a defendant in this lawsuit and is identified in the
12 Complaint as RIVERDALE ASSEMBLY OF GOD.

13 27. To the extent GENERAL COUNCIL was a different entity, corporation, or
14 organization during the period of time during which WHITED used his position as a Sunday
15 school teacher at RIVERDALE ASSEMBLY OF GOD, to groom and to sexually assault ROE
16 26, such entity, corporation, or organization is hereby on notice that it is intended to be a
17 defendant in this lawsuit and is identified in the Complaint as GENERAL COUNCIL.

18 28. To the extent GENERAL COUNCIL is a successor to a different entity,
19 corporation, or organization which existed during the period of time during which WHITED
20 used his position as a Sunday school teacher at RIVERDALE ASSEMBLY OF GOD, to groom
21 and to sexually assault ROE 26 and such predecessor entity, corporation, or organization is
22 hereby on notice that it is intended to be a defendant in this lawsuit and is identified in the
23 Complaint as GENERAL COUNCIL.

24 29. To the extent SOCAL DISTRICT was a different entity, corporation, or
25 organization during the period of time during which WHITED used his position as a Sunday
26 school teacher at RIVERDALE ASSEMBLY OF GOD, to groom and to sexually assault ROE
27 26, such entity, corporation, or organization is hereby on notice that it is intended to be a
28 defendant in this lawsuit and is identified in the Complaint as SOCAL DISTRICT.

1 30. To the extent SOCAL DISTRICT is a successor to a different entity,
2 corporation, or organization which existed during the period of time during which WHITED
3 used his position as a Sunday school teacher at RIVERDALE ASSEMBLY OF GOD, to groom
4 and to sexually assault ROE 26, such predecessor entity, corporation, or organization is hereby
5 on notice that it is intended to be a defendant in this lawsuit and is identified in the Complaint as
6 SOCAL DISTRICT.

7 31. At all relevant times GOAD was on the staff of, acted as an agent of, and served
8 as an employee of RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
9 DISTRICT.

10 32. At all relevant times GOAD was acting in the course and scope of his
11 employment and/or agency with RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL
12 and SOCAL DISTRICT.

13 33. At all relevant times GENERAL COUNCIL and SOCAL DISTRICT materially
14 benefited from the operation of RIVERDALE ASSEMBLY OF GOD including the services of
15 GOAD and the services of those who managed and supervised GOAD.

16 34. At all relevant times GOAD was employed by or an agent of RIVERDALE
17 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT he used his position as
18 sound technician for the bus ministry at RIVERDALE ASSEMBLY OF GOD, to groom and
19 sexually assault ROE 26.

20 35. To the extent RIVERDALE ASSEMBLY OF GOD, was a different entity,
21 corporation, or organization during the period of time during which GOAD used his position as
22 sound technician for the bus ministry at RIVERDALE ASSEMBLY OF GOD, to groom and
23 sexually assault ROE 26, such entity, corporation, or organization is hereby on notice that it is
24 intended to be a defendant in this lawsuit and is identified in the Complaint as RIVERDALE
25 ASSEMBLY OF GOD.

26 36. To the extent RIVERDALE ASSEMBLY OF GOD, is a successor to a different
27 entity, corporation, or organization which existed during the period of time during which GOAD
28 used his position as sound technician for the bus ministry at RIVERDALE ASSEMBLY OF

1 GOD to groom and to sexually assault ROE 26, such predecessor entity, corporation, or
2 organization is hereby on notice that it is intended to be a defendant in this lawsuit and is
3 identified in the Complaint as RIVERDALE ASSEMBLY OF GOD.

4 37. To the extent GENERAL COUNCIL was a different entity, corporation, or
5 organization during the period of time during which GOAD used his position as sound technician
6 for the bus ministry at RIVERDALE ASSEMBLY OF GOD to groom and to sexually assault
7 ROE 26, such entity, corporation, or organization is hereby on notice that it is intended to be a
8 defendant in this lawsuit and is identified in the Complaint as GENERAL COUNCIL.

9 38. To the extent GENERAL COUNCIL is a successor to a different entity,
10 corporation, or organization which existed during the period of time during which GOAD used
11 his position as sound technician for the bus ministry at RIVERDALE ASSEMBLY OF GOD to
12 groom and to sexually assault ROE 26 and such predecessor entity, corporation, or organization
13 is hereby on notice that it is intended to be a defendant in this lawsuit and is identified in the
14 Complaint as GENERAL COUNCIL.

15 39. To the extent SOCAL DISTRICT was a different entity, corporation, or
16 organization during the period of time during which GOAD used his position as sound technician
17 for the bus ministry at RIVERDALE ASSEMBLY OF GOD to groom and to sexually assault
18 ROE 26, such entity, corporation, or organization is hereby on notice that it is intended to be a
19 defendant in this lawsuit and is identified in the Complaint as SOCAL DISTRICT.

20 40. To the extent SOCAL DISTRICT is a successor to a different entity,
21 corporation, or organization which existed during the period of time during which GOAD used
22 his position as sound technician for the bus ministry at RIVERDALE ASSEMBLY OF GOD to
23 groom and to sexually assault ROE 26, such predecessor entity, corporation, or organization is
24 hereby on notice that it is intended to be a defendant in this lawsuit and is identified in the
25 Complaint as SOCAL DISTRICT.

26 41. At all relevant times JALEN was on the staff of, acted as an agent of, and
27 served as an employee of RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and
28 SOCAL DISTRICT.

1 42. At all relevant times JALEN was acting in the course and scope of his
2 employment and/or agency with RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL
3 and SOCAL DISTRICT.

4 43. At all relevant times GENERAL COUNCIL and SOCAL DISTRICT materially
5 benefited from the operation of RIVERDALE ASSEMBLY OF GOD including the services of
6 JALEN and the services of those who managed and supervised JALEN.

7 44. At all relevant times JALEN was employed by or an agent of RIVERDALE
8 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT he used his position as
9 an agent and/or worker on the bus ministry at RIVERDALE ASSEMBLY OF GOD and
10 elementary school teacher at ACADEMY, to groom and sexually assault ROE 26.

11 45. To the extent RIVERDALE ASSEMBLY OF GOD, was a different entity,
12 corporation, or organization during the period of time during which JALEN used his position as
13 an agent and/or worker on the bus ministry at RIVERDALE ASSEMBLY OF GOD and
14 elementary school teacher at ACADEMY, to groom and sexually assault ROE 26, such entity,
15 corporation, or organization is hereby on notice that it is intended to be a defendant in this
16 lawsuit and is identified in the Complaint as RIVERDALE ASSEMBLY OF GOD.

17 46. To the extent RIVERDALE ASSEMBLY OF GOD, is a successor to a different
18 entity, corporation, or organization which existed during the period of time during which JALEN
19 used his position as an agent and/or worker on the bus ministry at RIVERDALE ASSEMBLY
20 OF GOD and elementary school teacher at ACADEMY, to groom and to sexually assault ROE
21 26, such predecessor entity, corporation, or organization is hereby on notice that it is intended to
22 be a defendant in this lawsuit and is identified in the Complaint as RIVERDALE ASSEMBLY
23 OF GOD.

24 47. To the extent GENERAL COUNCIL was a different entity, corporation, or
25 organization during the period of time during which JALEN used his position as an agent and/or
26 worker on the bus ministry at RIVERDALE ASSEMBLY OF GOD and elementary school
27 teacher at ACADEMY, to groom and to sexually assault ROE 26, such entity, corporation, or
28

1 organization is hereby on notice that it is intended to be a defendant in this lawsuit and is
2 identified in the Complaint as GENERAL COUNCIL.

3 48. To the extent GENERAL COUNCIL is a successor to a different entity,
4 corporation, or organization which existed during the period of time during which JALEN used
5 his position as an agent and/or worker on the bus ministry at RIVERDALE ASSEMBLY OF
6 GOD and elementary school teacher at ACADEMY, to groom and to sexually assault ROE 26
7 and such predecessor entity, corporation, or organization is hereby on notice that it is intended to
8 be a defendant in this lawsuit and is identified in the Complaint as GENERAL COUNCIL.

9 49. To the extent SOCAL DISTRICT was a different entity, corporation, or
10 organization during the period of time during which JALEN used his position as an agent and/or
11 worker on the bus ministry at RIVERDALE ASSEMBLY OF GOD and elementary school
12 teacher at ACADEMY, to groom and to sexually assault ROE 26, such entity, corporation, or
13 organization is hereby on notice that it is intended to be a defendant in this lawsuit and is
14 identified in the Complaint as SOCAL DISTRICT.

15 50. To the extent SOCAL DISTRICT is a successor to a different entity,
16 corporation, or organization which existed during the period of time during which JALEN used
17 his position as an agent and/or worker on the bus ministry at RIVERDALE ASSEMBLY OF
18 GOD and elementary school teacher at ACADEMY, to groom and to sexually assault ROE 26,
19 such predecessor entity, corporation, or organization is hereby on notice that it is intended to be a
20 defendant in this lawsuit and is identified in the Complaint as SOCAL DISTRICT.

21 51. At all relevant times JED was on the staff of, acted as an agent of, and served as
22 an employee of RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
23 DISTRICT.

24 52. At all relevant times JED was acting in the course and scope of his employment
25 and/or agency with RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
26 DISTRICT.

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1 53. At all relevant times GENERAL COUNCIL and SOCAL DISTRICT materially
2 benefited from the operation of RIVERDALE ASSEMBLY OF GOD including the services of
3 JED and the services of those who managed and supervised JED.

4 54. At all relevant times JED was employed by or an agent of RIVERDALE
5 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT he used his position as
6 church audio technician at RIVERDALE ASSEMBLY OF GOD to groom and sexually assault
7 ROE 26.

8 55. To the extent RIVERDALE ASSEMBLY OF GOD, was a different entity,
9 corporation, or organization during the period of time during which JED used his position as
10 church audio technician at RIVERDALE ASSEMBLY OF GOD to groom and sexually assault
11 ROE 26, such entity, corporation, or organization is hereby on notice that it is intended to be a
12 defendant in this lawsuit and is identified in the Complaint as RIVERDALE ASSEMBLY OF
13 GOD.

14 56. To the extent RIVERDALE ASSEMBLY OF GOD, is a successor to a different
15 entity, corporation, or organization which existed during the period of time during which JED
16 used his position as church audio technician at RIVERDALE ASSEMBLY OF GOD, to groom
17 and to sexually assault ROE 26, such predecessor entity, corporation, or organization is hereby
18 on notice that it is intended to be a defendant in this lawsuit and is identified in the Complaint as
19 RIVERDALE ASSEMBLY OF GOD.

20 57. To the extent GENERAL COUNCIL was a different entity, corporation, or
21 organization during the period of time during which JED used his position as church audio
22 technician at RIVERDALE ASSEMBLY OF GOD to groom and to sexually assault ROE 26,
23 such entity, corporation, or organization is hereby on notice that it is intended to be a defendant
24 in this lawsuit and is identified in the Complaint as GENERAL COUNCIL.

25 58. To the extent GENERAL COUNCIL is a successor to a different entity,
26 corporation, or organization which existed during the period of time during which JED his
27 position as church audio technician at RIVERDALE ASSEMBLY OF GOD to groom and to
28 sexually assault ROE 26 and such predecessor entity, corporation, or organization is hereby on

1 notice that it is intended to be a defendant in this lawsuit and is identified in the Complaint as
2 GENERAL COUNCIL.

3 59. To the extent SOCIAL DISTRICT was a different entity, corporation, or
4 organization during the period of time during which JED used position as church audio
5 technician at RIVERDALE ASSEMBLY OF GOD to groom and to sexually assault ROE 26,
6 such entity, corporation, or organization is hereby on notice that it is intended to be a defendant
7 in this lawsuit and is identified in the Complaint as SOCIAL DISTRICT.

8 60. To the extent SOCIAL DISTRICT is a successor to a different entity,
9 corporation, or organization which existed during the period of time during which JED used his
10 position as church audio technician at RIVERDALE ASSEMBLY OF GOD to groom and to
11 sexually assault ROE 26, such predecessor entity, corporation, or organization is hereby on
12 notice that it is intended to be a defendant in this lawsuit and is identified in the Complaint as
13 SOCIAL DISTRICT.

14 61. Despite a mandatory reporting obligation, RIVERDALE ASSEMBLY OF
15 GOD, GENERAL COUNCIL and SOCIAL DISTRICT their directors, employees, agents, pastors
16 and teachers knew of or reasonably suspected the sexual abuse, and did not report the abuse to
17 law enforcement.

18 62. Defendant DOES 18 through 100, inclusive, are individuals and/or business or
19 corporate entities incorporated in and/or doing business in California whose true names and
20 capacities are unknown to Plaintiff who therefore sues such defendants by such fictitious names,
21 and who will amend the Complaint to show the true names and capacities of each such DOE
22 Defendant when ascertained. Each such Defendant DOE is legally responsible in some manner
23 for the events, happenings and/or tortious and unlawful conduct that caused the injuries and
24 damages alleged in this Complaint. Defendants RIVERDALE ASSEMBLY OF GOD,
25 GENERAL COUNCIL SOCIAL DISTRICT WHITED, GOAD, JALEN, JED and DOES 18
26 through 100, are sometimes hereinafter referred to collectively as the "Defendants".

27 63. Each Defendant is the agent, servant and/or employee of other Defendants, and
28 each Defendant was acting within the course and scope of his, her or its authority as an agent,

1 servant and/or employee of the other Defendants. Defendants, and each of them, are individuals,
2 corporations, partnerships and other entities which engaged in, joined in and conspired with the
3 other wrong doers in carrying out the tortious and unlawful activities described in this
4 Complaint.

5 **BACKGROUND FACTS APPLICABLE TO ALL COUNTS**

6 64. Plaintiff is informed and believes, and upon such information and belief hereby
7 alleges the following:

8 65. Defendant RIVERDALE ASSEMBLY OF GOD is located in Riverdale,
9 County of Fresno, California, and at all times relevant is and was a member church of
10 Defendants, GENERAL COUNCIL and SOCAL DISTRICT.

11 66. At all times relevant to this Complaint, Defendants operated a church in
12 Riverdale, California, and invited the participation of the public, including ROE 26, into the
13 church community. As a part of the church community, minors were invited to participate in
14 youth group activities, attend ACADEMY for their schooling, participate in volunteer events and
15 participate in RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
16 DISTRICT sponsored youth choir tours. Additionally, members were invited to participate in
17 other church activities including mission trips, bible study, bus ministry, seasonal events, and
18 youth choir tours throughout the United States. These events were organized and chaperoned by
19 paid staff and/or volunteers that were selected, approved and maintained by Defendants and
20 operational agents in the church community. Defendants accepted these paid staff and/or
21 volunteers as agents of RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and
22 SOCAL DISTRICT.

23 67. At all times relevant to this Complaint, Plaintiff ROE 26 attended RIVERDALE
24 ASSEMBLY OF GOD, as a congregant, and attended ACADEMY located on the premises of
25 RIVERDALE ASSEMBLY OF GOD, as a student.

26 68. At all times relevant to this Complaint, WHITED acted in the capacity as an
27 employee, agent and Sunday school teacher at Defendant RIVERDALE ASSEMBLY OF GOD.

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1 69. At all times relevant to this Complaint, GOAD acted in the capacity as an
2 employee, agent and sound technician for the bus ministry at RIVERDALE ASSEMBLY OF
3 GOD.

4 70. At all times relevant to this Complaint, JALEN acted in the capacity as an
5 employee, agent, and bus ministry worker at RIVERDALE ASSEMBLY OF GOD, and
6 elementary school teacher at ACADEMY.

7 71. At all times relevant to this Complaint, JED acted in the capacity as an
8 employee, agent and church audio technician at RIVERDALE ASSEMBLY OF GOD.

9 72. At all times relevant to this Complaint, RIVERDALE ASSEMBLY OF GOD,
10 GENERAL COUNCIL SOCAL DISTRICT WHITED, GOAD, JALEN and JED facilitated
11 activities, including but not limited to, bible study, church and ACADEMY functions,
12 chaperoning events including, bus ministry, seasonal events, choir activities, interstate travel for
13 RIVERDALE ASSEMBLY OF GOD, and administration of RIVERDALE ASSEMBLY OF
14 GOD, youth choir tour. WHITED's, GOAD's, JALEN's and JED's positions and responsibilities
15 within RIVERDALE ASSEMBLY OF GOD, was evident to all church attendees as
16 RIVERDALE ASSEMBLY OF GOD, would advertise Defendants WHITED's, GOAD's,
17 JALEN's and JED's involvement with various activities through announcements and flyers, and
18 through the operation of ACADEMY. At the time of the sexual assaults, Defendants WHITED,
19 GOAD, JALEN and JED were employed by and acted as agents of RIVERDALE ASSEMBLY
20 OF GOD, and/or by ACADEMY, and was under its direct supervision, employ, and control of
21 RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL SOCAL DISTRICT and DOES
22 18 through 100.

23 73. During all times relevant to this Complaint, WHITED was employed by or an
24 agent of RIVERDALE ASSEMBLY OF GOD and was employed by and acted as an agent of
25 RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT. And
26 was under their direct supervision and employment as an employee, agent and Sunday school
27 teacher at Defendant RIVERDALE ASSEMBLY OF GOD.

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1 74. During all times relevant to this Complaint, GOAD was employed by or an
2 agent of RIVERDALE ASSEMBLY OF GOD and was employed by and acted as an agent of
3 RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT. And
4 was under their direct supervision and employment as an agent and sound technician for the bus
5 ministry at Defendant RIVERDALE ASSEMBLY OF GOD.

6 75. During all times relevant to this Complaint, JALEN was employed by or an
7 agent of RIVERDALE ASSEMBLY OF GOD, and ACADEMY, and was employed by and
8 acted as an agent of RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
9 DISTRICT. And was under their direct supervision and employment as a bus ministry worker at
10 RIVERDALE ASSEMBLY OF GOD and elementary school teacher at ACADEMY

11 76. During all times relevant to this Complaint, JED was employed by or an agent
12 of RIVERDALE ASSEMBLY OF GOD and was employed by and acted as an agent of
13 RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT. And
14 was under their direct supervision and employment as a church audio technician at RIVERDALE
15 ASSEMBLY OF GOD.

16 77. At the times of the sexual assaults alleged herein ROE 26 belonged to
17 RIVERDALE ASSEMBLY OF GOD, and regularly attended RIVERDALE ASSEMBLY OF
18 GOD, services and events sponsored by that congregation. At all relevant times, ROE 26
19 attended RIVERDALE ASSEMBLY OF GOD, events such as Sunday school where WHITED
20 was a Sunday school teacher. At all relevant times, ROE 26 participated in RIVERDALE
21 ASSEMBLY OF GOD, programs such as bus ministry where GOAD was a sound technician and
22 an agent and/or worker on the bus ministry at RIVERDALE ASSEMBLY OF GOD, and JALEN
23 was an employee, agent, and bus ministry worker at RIVERDALE ASSEMBLY OF GOD and
24 elementary school teacher at ACADEMY. At all relevant times, ROE 26 was a congregant at
25 RIVERDALE ASSEMBLY OF GOD, where JED was a church audio technician. RIVERDALE
26 ASSEMBLY OF GOD, was operated and controlled by senior pastors who performed duties to
27 control, operate, supervise and direct staff and volunteers at both RIVERDALE ASSEMBLY OF
28 GOD. and ACADEMY.

1 78. At the time of the sexual assaults alleged herein Plaintiff ROE 26 was a minor,
2 she was a member and congregant of RIVERDALE ASSEMBLY OF GOD, GENERAL
3 COUNCIL and SOCAL DISTRICT. Further, ROE 26 was a student at ACADEMY. ROE 26
4 began attending services at RIVERDALE ASSEMBLY OF GOD, in 2015. ROE 26 attended
5 church services, attended youth groups, participated in volunteer events, participated in the
6 organization of seasonal events, was a member of the choir, attended mission trips, attended
7 school at ACADEMY and travelled with the youth choir on interstate tours where she was
8 housed with other minor members of the RIVERDALE ASSEMBLY OF GOD.

9 **ABUSE BY WHITED**

10 79. On or around 2015, ROE 26 was a minor, she was groomed and sexually abused
11 by WHITED. Plaintiff ROE 26 was a member, congregant, and student at RIVERDALE
12 ASSEMBLY OF GOD, and at the age of 13 years old, WHITED groomed and sexually abused
13 her in his capacity as a Sunday school teacher at RIVERDALE ASSEMBLY OF GOD.

14 80. Based on the representations of RIVERDALE ASSEMBLY OF GOD,
15 GENERAL COUNCIL and SOCAL DISTRICT that WHITED was safe and trustworthy, ROE
16 26 and her parents allowed her to be under the supervision of, and in the care, custody, and
17 control of Defendants including when ROE 26 was sexually abused by WHITED.

18 81. In order to sexually abuse ROE 26 and other children, WHITED exploited the
19 trust and authority vested in him by the Defendants by grooming ROE 26 to gain her trust and to
20 obtain control over her.

21 82. Commencing in 2015 when ROE 26 was 13 years old, WHITED in his capacity
22 as a Sunday school teacher at RIVERDALE ASSEMBLY OF GOD, began grooming ROE 26
23 for the purposes of initiating an inappropriate sexual relationship.

24 83. WHITED began sending private messages to ROE 26 on her social media
25 platforms. At first the messages were friendly, then flirtatious, and then became sexually
26 aggressive when WHITED began requesting nude and sexually explicit images of ROE 26.

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1 84. Following WHITED’s receipt of nude and sexually explicit images of ROE 26,
2 WHITED propositioned ROE 26 to meet him on the grounds of a nearby school. ROE 26
3 obliged WHITED’s request and went to the nearby school to meet WHITED.

4 85. Upon arriving at the location that WHITED had suggested, he began kissing and
5 wrongfully groping ROE 26. Suddenly and to the shock of ROE 26, WHITED exposed his
6 genitals and made a gesture as to suggest that ROE 26 perform a sexual act on him. ROE 26 was
7 able to break free from WHITED and ran back to the residence of her parents.

8 86. The grooming and sexual abuse of ROE 26 by WHITED occurred using the
9 tasks, premises, or instrumentalities that the Defendants entrusted to WHITED, including the
10 grounds, offices, and classrooms located on the premises of RIVERDALE ASSEMBLY OF
11 GOD.

12 87. WHITED’s grooming and sexual abuse of ROE 26 occurred during activities
13 that were sponsored by, or were a direct result of activities sponsored by RIVERDALE
14 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT including at church
15 sponsored activities.

16 88. During the time that WHITED was working for and serving the Defendants,
17 each Defendant had a duty to use reasonable care to prevent WHITED from using the tasks,
18 premises, and instrumentalities of his position with the Defendants to target, groom, and sexually
19 abuse children, including ROE 26.

20 89. The grooming and sexual abuse of ROE 26 by WHITED occurred using the
21 tasks, premises, or instrumentalities that the Defendants entrusted to WHITED, including the
22 grounds, bathrooms, modular trailers, offices, the congregation room and classrooms located on
23 the premises of RIVERDALE ASSEMBLY OF GOD.

24 90. WHITED’s grooming and sexual abuse of ROE 26 occurred during activities
25 that were sponsored by, or were a direct result of activities sponsored by RIVERDALE
26 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT including at or during
27 school, seasonal church events, and church sponsored activities.

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1 91. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
2 DISTRICT through their respective agents, servants, and employees, held WHITED out to the
3 public, to Plaintiff, and to Plaintiff’s parents, as their agent and employee.

4 92. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
5 DISTRICT through their respective agents, servants, and employees, held WHITED out to the
6 public, to Plaintiff, and to Plaintiff’s parents, as having been vetted, screened, and approved by
7 them as someone who was safe and could be trusted with children.

8 93. Plaintiff ROE 26 and Plaintiff’s parents reasonably relied upon the acts and
9 representations of RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
10 DISTRICT through their respective agents, servants, and employees, and reasonably believed
11 that WHITED was an agent or employee of the Defendants who was vetted, screened, and
12 approved by it and who was safe and could be trusted with children.

13 94. Plaintiff ROE 26 and Plaintiff’s parents trusted WHITED because
14 RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT held him
15 out as someone who was safe and could be trusted with the supervision, care, custody, and
16 control of children, including Plaintiff ROE 26.

17 95. Plaintiff ROE 26 and Plaintiff’s parents believed that RIVERDALE
18 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT would exercise such
19 care as would a parent of ordinary prudence in comparable circumstances when the Defendants
20 assumed supervision, care, custody, and control of minor Plaintiff, including protecting Plaintiff
21 from the danger of being sexually abused.

22 96. WHITED’s sexual abuse of ROE 26 was unlawful sexual molestation under
23 California law, including California Code of Civil Procedure Section 340.1.

24 97. At all relevant times RIVERDALE ASSEMBLY OF GOD, GENERAL
25 COUNCIL and SOCAL DISTRICT through their agents, servants, and employees, knew or
26 should have known that WHITED was a danger to children, in that he was likely to sexually
27 abuse them.

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1 98. It was reasonably foreseeable to Defendants, through their agents, servants, and
2 employees, that WHITED’s sexual abuse of children would likely result in injury to others,
3 including the sexual abuse of ROE 26 and other children by WHITED.

4 99. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
5 DISTRICT through their agents, servants, and employees, knew or should have known that
6 WHITED was sexually abusing children at RIVERDALE ASSEMBLY OF GOD, including
7 ROE 26.

8 100. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
9 DISTRICT through their respective agents, servants, and employees, consciously and recklessly
10 disregarded their knowledge that WHITED would use his positions with the Defendants to
11 sexually abuse children, including Plaintiff ROE 26.

12 101. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
13 DISTRICT through their respective agents, servants, and employees, acted in concert with each
14 other and/or with WHITED to conceal the danger that WHITED posed to children, including
15 ROE 26, so that WHITED could continue serving the church despite their knowledge of that
16 danger.

17 102. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
18 DISTRICT through their respective agents, servants, and employees, acted in concert with each
19 other and/or with WHITED to enable WHITED to sexually abuse children, including Plaintiff.

20 103. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
21 DISTRICT through their respective agents, servants, and employees, knew that their negligent,
22 reckless, and outrageous conduct would inflict severe emotional and psychological distress, as
23 well as personal physical injury on others, including Plaintiff ROE 26.

24 104. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
25 DISTRICT through their respective agents, servants, and employees, concealed the sexual abuse
26 of children by pastors, teachers, school administrators, volunteers, and others, including
27 WHITED, in order to conceal their own bad acts in failing to protect children from being abused,
28 to protect their reputations, and to prevent victims of such sexual abuse from coming forward

1 during the extremely limited statute of limitations prior to the enactment of the recent legislative
2 amendment that allows Plaintiff to pursue her claim now, despite knowing that these pastors,
3 other religious persons, teachers, school administrators, and other persons would continue to
4 molest children, and continue to intentionally dissuade victims and their families from coming
5 forward.

6 105. As a result of the above-described conduct, Plaintiff ROE 26 has suffered, and
7 will continue to suffer great pain of mind and body, shock, emotional distress, physical
8 manifestations of emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation,
9 and loss of enjoyment of life; has suffered and continues to suffer spiritually; were prevented and
10 will continue to be prevented from performing Plaintiff's daily activities and obtaining the full
11 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has incurred and will
12 continue to incur expenses for medical and psychological treatment, therapy, and counseling.

13 **ABUSE BY GOAD**

14 106. Between approximately 2015 and 2016, when Plaintiff ROE 26 was
15 approximately 13 to 14 years old, she was groomed and sexually abused by GOAD. Plaintiff
16 ROE 26 was a member, congregant, and student at RIVERDALE ASSEMBLY OF GOD, and
17 from the age of 13 to 14 years old, GOAD groomed and sexually abused her in his capacity as a
18 bus ministry sound technician at RIVERDALE ASSEMBLY OF GOD.

19 107. Based on the representations of RIVERDALE ASSEMBLY OF GOD,
20 GENERAL COUNCIL and SOCAL DISTRICT that GOAD was safe and trustworthy, ROE 26
21 and her parents allowed her to be under the supervision of, and in the care, custody, and control
22 of Defendants including when ROE 26 was sexually abused by GOAD.

23 108. In order to sexually abuse ROE 26, GOAD exploited the trust and authority
24 vested in him by the Defendants by grooming ROE 26 to gain her trust and to obtain control over
25 her.

26 109. Commencing in 2015 when ROE 26 was 13 years old, GOAD, in his capacity
27 as bus ministry sound technician at RIVERDALE ASSEMBLY OF GOD, began grooming ROE
28 26 for the purposes of initiating an inappropriate sexual relationship.

1 110. In 2015, GOAD began sending ROE 26 private messages on her personal social
2 media account, as well as sending text messages to her cellular telephone. GOAD commenced
3 grooming ROE 26 by flirting with her to gain her attention. Thereafter, GOAD began
4 propositioning ROE 26 for sexually explicit and nude images, which ROE 26 sent via electronic
5 messaging or text message.

6 111. Between 2015 and 2016, GOAD commenced a pattern of wrongful sexual abuse
7 of ROE 26 which began with inappropriately touching and groping, and progressed to wrongful
8 sexual acts committed by GOAD on ROE 26. The wrongful sexual abuse occurred at multiple
9 locations including on RIVERDALE ASSEMBLY OF GOD, buses and in buildings owned and
10 controlled by RIVERDALE ASSEMBLY OF GOD, where bus ministry was hosted.

11 112. GOAD’s wrongful sexual abuse of ROE 26 continued until the time GOAD
12 joined the military and was assigned to a duty station outside of Riverdale, California.

13 113. The grooming and sexual abuse of ROE 26 by GOAD occurred using the tasks,
14 premises, or instrumentalities that the Defendants entrusted to GOAD, including the grounds,
15 offices, and classrooms located on the premises of RIVERDALE ASSEMBLY OF GOD.

16 114. GOAD’s grooming and sexual abuse of ROE 26 occurred during activities that
17 were sponsored by, or were a direct result of activities sponsored by RIVERDALE ASSEMBLY
18 OF GOD, GENERAL COUNCIL and SOCAL DISTRICT including at church sponsored
19 activities.

20 115. During the time that GOAD was working for and serving the Defendants, each
21 Defendant had a duty to use reasonable care to prevent GOAD from using the tasks, premises,
22 and instrumentalities of his position with the Defendants to target, groom, and sexually abuse
23 children, including ROE 26.

24 116. The grooming and sexual abuse of ROE 26 by GOAD occurred using the tasks,
25 premises, or instrumentalities that the Defendants entrusted to GOAD, including the grounds,
26 bathrooms, modular trailers, offices, the congregation room and classrooms located on the
27 premises of RIVERDALE ASSEMBLY OF GOD.

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1 117. GOAD's grooming and sexual abuse of ROE 26 occurred during activities that
2 were sponsored by, or were a direct result of activities sponsored by RIVERDALE ASSEMBLY
3 OF GOD, GENERAL COUNCIL and SOCAL DISTRICT including at or during school,
4 seasonal church events, and church sponsored activities.

5 118. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
6 DISTRICT through their respective agents, servants, and employees, held GOAD out to the
7 public, to Plaintiff, and to Plaintiff's parents, as their agent and employee.

8 119. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
9 DISTRICT through their respective agents, servants, and employees, held GOAD out to the
10 public, to Plaintiff, and to Plaintiff's parents, as having been vetted, screened, and approved by
11 them as someone who was safe and could be trusted with children.

12 120. Plaintiff ROE 26 and Plaintiff's parents reasonably relied upon the acts and
13 representations of RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
14 DISTRICT through their respective agents, servants, and employees, and reasonably believed
15 that GOAD was an agent or employee of the Defendants who was vetted, screened, and
16 approved by it and who was safe and could be trusted with children.

17 121. Plaintiff ROE 26 and Plaintiff's parents trusted GOAD because RIVERDALE
18 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT held him out as
19 someone who was safe and could be trusted with the supervision, care, custody, and control of
20 children, including Plaintiff ROE 26.

21 122. Plaintiff ROE 26 and Plaintiff's parents believed that RIVERDALE
22 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT would exercise such
23 care as would a parent of ordinary prudence in comparable circumstances when the Defendants
24 assumed supervision, care, custody, and control of minor Plaintiff, including protecting Plaintiff
25 from the danger of being sexually abused.

26 123. GOAD's sexual abuse of ROE 26 was unlawful sexual molestation under
27 California law, including California Code of Civil Procedure Section 340.1.

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1 124. At all relevant times RIVERDALE ASSEMBLY OF GOD, GENERAL
2 COUNCIL and SOCAL DISTRICT through their agents, servants, and employees, knew or
3 should have known that GOAD was a danger to children, in that he was likely to sexually abuse
4 them.

5 125. It was reasonably foreseeable to Defendants, through their agents, servants, and
6 employees, that GOAD's sexual abuse of children would likely result in injury to others,
7 including the sexual abuse of ROE 26.

8 126. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
9 DISTRICT through their agents, servants, and employees, knew or should have known that
10 GOAD was sexually abusing children at RIVERDALE ASSEMBLY OF GOD, including ROE
11 26.

12 127. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
13 DISTRICT through their respective agents, servants, and employees, consciously and recklessly
14 disregarded their knowledge that GOAD would use his positions with the Defendants to sexually
15 abuse children, including Plaintiff ROE 26.

16 128. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
17 DISTRICT through their respective agents, servants, and employees, acted in concert with each
18 other and/or with GOAD to conceal the danger that GOAD posed to children, including ROE 26,
19 so that GOAD could continue serving the church despite their knowledge of that danger.

20 129. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
21 DISTRICT through their respective agents, servants, and employees, acted in concert with each
22 other and/or with GOAD to enable GOAD to sexually abuse children, including Plaintiff.

23 130. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
24 DISTRICT through their respective agents, servants, and employees, knew that their negligent,
25 reckless, and outrageous conduct would inflict severe emotional and psychological distress, as
26 well as personal physical injury on others, including Plaintiff ROE 26.

27 131. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
28 DISTRICT through their respective agents, servants, and employees, concealed the sexual abuse

1 of children by pastors, teachers, school administrators, volunteers, and others, including GOAD,
2 in order to conceal their own bad acts in failing to protect children from being abused, to protect
3 their reputations, and to prevent victims of such sexual abuse from coming forward during the
4 extremely limited statute of limitations prior to the enactment of the recent legislative
5 amendment that allows Plaintiff to pursue her claim now, despite knowing that these pastors,
6 other religious persons, teachers, school administrators, and other persons would continue to
7 molest children, and continue to intentionally dissuade victims and their families from coming
8 forward.

9 132. As a result of the above-described conduct, Plaintiff ROE 26 has suffered, and
10 will continue to suffer great pain of mind and body, shock, emotional distress, physical
11 manifestations of emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation,
12 and loss of enjoyment of life; has suffered and continues to suffer spiritually; were prevented and
13 will continue to be prevented from performing Plaintiff's daily activities and obtaining the full
14 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has incurred and will
15 continue to incur expenses for medical and psychological treatment, therapy, and counseling.

16 **ABUSE BY JALEN**

17 133. Between approximately 2017 and 2019, when Plaintiff ROE 26 was
18 approximately 15 to 17 years old, she was sexually abused by JALEN. Plaintiff ROE 26 was a
19 member, congregant, and student at RIVERDALE ASSEMBLY OF GOD, and between the ages
20 of 15 and 17 years old, JALEN sexually abused her in his capacity as a bus ministry
21 agent/worker at RIVERDALE ASSEMBLY OF GOD and elementary school teacher at
22 ACADEMY.

23 134. Based on the representations of RIVERDALE ASSEMBLY OF GOD,
24 GENERAL COUNCIL and SOCAL DISTRICT that JALEN was safe and trustworthy, ROE 26
25 and her parents allowed her to be under the supervision of, and in the care, custody, and control
26 of Defendants including when ROE 26 was sexually abused by JALEN.

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1 135. In order to sexually abuse ROE 26 and other children, JALEN exploited the
2 trust and authority vested in him by the Defendants by grooming ROE 26 to gain her trust and to
3 obtain control over her.

4 136. Commencing in 2017 when ROE 26 was 15 years old, JALEN in his capacity as
5 a bus ministry agent/worker at RIVERDALE ASSEMBLY OF GOD and elementary school
6 teacher at ACADEMY, began grooming ROE 26 for the purposes of initiating an inappropriate
7 sexual relationship.

8 137. When ROE 26 was 15 years old, JALEN commenced perpetrating wrongful
9 sexual abuse and acts on ROE 26. JALEN commenced a pattern of wrongful sexual abuse and
10 habitually committed wrongful sexual acts upon ROE 26.

11 138. The grooming and sexual abuse of ROE 26 by JALEN occurred using the tasks,
12 premises, or instrumentalities that the Defendants entrusted to JALEN, including the grounds,
13 offices, and classrooms located on the premises of RIVERDALE ASSEMBLY OF GOD.

14 139. JALEN's grooming and sexual abuse of ROE 26 occurred during activities that
15 were sponsored by, or were a direct result of activities sponsored by RIVERDALE ASSEMBLY
16 OF GOD, GENERAL COUNCIL and SOCAL DISTRICT including at church sponsored
17 activities.

18 140. During the time that JALEN was working for and serving the Defendants, each
19 Defendant had a duty to use reasonable care to prevent JALEN from using the tasks, premises,
20 and instrumentalities of his position with the Defendants to target, groom, and sexually abuse
21 children, including ROE 26.

22 141. The grooming and sexual abuse of ROE 26 by JALEN occurred using the tasks,
23 premises, or instrumentalities that the Defendants entrusted to JALEN, including the grounds,
24 bathrooms, modular trailers, offices, the congregation room and classrooms located on the
25 premises of RIVERDALE ASSEMBLY OF GOD.

26 142. JALEN's grooming and sexual abuse of ROE 26 occurred during activities that
27 were sponsored by, or were a direct result of activities sponsored by RIVERDALE ASSEMBLY
28

1 OF GOD, GENERAL COUNCIL and SOCAL DISTRICT including at or during school,
2 seasonal church events, and church sponsored activities.

3 143. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
4 DISTRICT through their respective agents, servants, and employees, held JALEN out to the
5 public, to Plaintiff, and to Plaintiff's parents, as their agent and employee.

6 144. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
7 DISTRICT through their respective agents, servants, and employees, held JALEN out to the
8 public, to Plaintiff, and to Plaintiff's parents, as having been vetted, screened, and approved by
9 them as someone who was safe and could be trusted with children.

10 145. Plaintiff ROE 26 and Plaintiff's parents reasonably relied upon the acts and
11 representations of RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
12 DISTRICT through their respective agents, servants, and employees, and reasonably believed
13 that JALEN was an agent or employee of the Defendants who was vetted, screened, and
14 approved by it and who was safe and could be trusted with children.

15 146. Plaintiff ROE 26 and Plaintiff's parents trusted JALEN because RIVERDALE
16 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT held him out as
17 someone who was safe and could be trusted with the supervision, care, custody, and control of
18 children, including Plaintiff ROE 26.

19 147. Plaintiff ROE 26 and Plaintiff's parents believed that RIVERDALE
20 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT would exercise such
21 care as would a parent of ordinary prudence in comparable circumstances when the Defendants
22 assumed supervision, care, custody, and control of minor Plaintiff, including protecting Plaintiff
23 from the danger of being sexually abused.

24 148. JALEN's sexual abuse of ROE 26 was unlawful sexual molestation under
25 California law, including California Code of Civil Procedure Section 340.1.

26 149. At all relevant times RIVERDALE ASSEMBLY OF GOD, GENERAL
27 COUNCIL and SOCAL DISTRICT through their agents, servants, and employees, knew or
28

1 should have known that JALEN was a danger to children, in that he was likely to sexually abuse
2 them.

3 150. It was reasonably foreseeable to Defendants, through their agents, servants, and
4 employees, that JALEN's sexual abuse of children would likely result in injury to others,
5 including the sexual abuse of ROE 26 and other children by JALEN.

6 151. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
7 DISTRICT through their agents, servants, and employees, knew or should have known that
8 JALEN was sexually abusing children at RIVERDALE ASSEMBLY OF GOD, including ROE
9 26.

10 152. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
11 DISTRICT through their respective agents, servants, and employees, consciously and recklessly
12 disregarded their knowledge that JALEN would use his positions with the Defendants to sexually
13 abuse children, including Plaintiff ROE 26.

14 153. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
15 DISTRICT through their respective agents, servants, and employees, acted in concert with each
16 other and/or with JALEN to conceal the danger that JALEN posed to children, including ROE
17 26, so that JALEN could continue serving the church despite their knowledge of that danger.

18 154. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
19 DISTRICT through their respective agents, servants, and employees, acted in concert with each
20 other and/or with JALEN to enable JALEN to sexually abuse children, including Plaintiff.

21 155. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
22 DISTRICT through their respective agents, servants, and employees, knew that their negligent,
23 reckless, and outrageous conduct would inflict severe emotional and psychological distress, as
24 well as personal physical injury on others, including Plaintiff ROE 26.

25 156. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
26 DISTRICT through their respective agents, servants, and employees, concealed the sexual abuse
27 of children by pastors, teachers, school administrators, volunteers, and others, including JALEN,
28 in order to conceal their own bad acts in failing to protect children from being abused, to protect

1 their reputations, and to prevent victims of such sexual abuse from coming forward during the
2 extremely limited statute of limitations prior to the enactment of the recent legislative
3 amendment that allows Plaintiff to pursue his claim now, despite knowing that these pastors,
4 other religious persons, teachers, school administrators, and other persons would continue to
5 molest children, and continue to intentionally dissuade victims and their families from coming
6 forward.

7 157. As a result of the above-described conduct, Plaintiff ROE 26 has suffered, and
8 will continue to suffer great pain of mind and body, shock, emotional distress, physical
9 manifestations of emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation,
10 and loss of enjoyment of life; has suffered and continues to suffer spiritually; were prevented and
11 will continue to be prevented from performing Plaintiff's daily activities and obtaining the full
12 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has incurred and will
13 continue to incur expenses for medical and psychological treatment, therapy, and counseling.

14 **ABUSE BY JED**

15 158. In 2018, when Plaintiff ROE 26 was approximately 16 years old, she was
16 sexually abused by JED. Plaintiff ROE 26 was a member, congregant, and student at
17 RIVERDALE ASSEMBLY OF GOD, and at the age of 16 years old JED sexually abused her in
18 his capacity as church audio technician at RIVERDALE ASSEMBLY OF GOD.

19 159. Based on the representations of RIVERDALE ASSEMBLY OF GOD,
20 GENERAL COUNCIL and SOCAL DISTRICT, that JED was safe and trustworthy, ROE 26 and
21 her parents allowed her to be under the supervision of, and in the care, custody, and control of
22 Defendants including when ROE 26 was sexually abused by JED.

23 160. In order to sexually abuse ROE 26 and other children, JED exploited the trust
24 and authority vested in him by the Defendants by grooming ROE 26 to gain her trust and to
25 obtain control over her.

26 161. Commencing in 2018 when ROE 26 was 16 years old, JED in his capacity as
27 church audio technician at RIVERDALE ASSEMBLY OF GOD, began text messaging ROE 26
28 from an unknown phone number for the purposes of initiating an inappropriate sexual

1 relationship. JED initiated the messaging by making ROE 26 guess his identity, eventually JED
2 divulged his identity to ROE 26.

3 162. After divulging his identity JED continued messaging ROE 26. The text
4 messages began to become flirtatious in nature. JED told ROE 26, that she had given him a look
5 during church service and that he knew what that look meant. ROE 26 was confused as to what
6 JED was referring to but interpreted the text messages as JED attempting to initiate an
7 inappropriate sexual conversation.

8 163. JED continued his flirtatious text messages with ROE 26 for the purposes of
9 commencing wrongful relationship.

10 164. One evening after a series of flirtatious text messages JED drove his vehicle to
11 ROE 26's residence and picked her up. JED drove his vehicle to a nearby orchard and parked
12 away from the view of the public roadway. Thereafter, JED perpetrate multiple wrongful
13 sexually acts on ROE 26 before driving her back to her parents' residence.

14 165. The grooming and sexual abuse of ROE 26 by JED occurred using the tasks,
15 premises, or instrumentalities that the Defendants entrusted to JED, including the grounds,
16 offices, and classrooms located on the premises of RIVERDALE ASSEMBLY OF GOD.

17 166. JED's grooming and sexual abuse of ROE 26 occurred during activities that
18 were sponsored by, or were a direct result of activities sponsored by RIVERDALE ASSEMBLY
19 OF GOD, GENERAL COUNCIL and SOCAL DISTRICT including at church sponsored
20 activities.

21 167. During the time that JED was working for and serving the Defendants, each
22 Defendant had a duty to use reasonable care to prevent JED from using the tasks, premises, and
23 instrumentalities of his position with the Defendants to target, groom, and sexually abuse
24 children, including ROE 26.

25 168. The grooming and sexual abuse of ROE 26 by JED occurred using the tasks,
26 premises, or instrumentalities that the Defendants entrusted to JED, including the grounds,
27 bathrooms, modular trailers, offices, the congregation room and classrooms located on the
28 premises of RIVERDALE ASSEMBLY OF GOD.

1 169. JED’s grooming and sexual abuse of ROE 26 occurred during activities that
2 were sponsored by, or were a direct result of activities sponsored by RIVERDALE ASSEMBLY
3 OF GOD, GENERAL COUNCIL and SOCAL DISTRICT including at or during school,
4 seasonal church events, and church sponsored activities.

5 170. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
6 DISTRICT through their respective agents, servants, and employees, held JED out to the public,
7 to Plaintiff, and to Plaintiff’s parents, as their agent and employee.

8 171. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
9 DISTRICT through their respective agents, servants, and employees, held JED out to the public,
10 to Plaintiff, and to Plaintiff’s parents, as having been vetted, screened, and approved by them as
11 someone who was safe and could be trusted with children.

12 172. Plaintiff ROE 26 and Plaintiff’s parents reasonably relied upon the acts and
13 representations of RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
14 DISTRICT through their respective agents, servants, and employees, and reasonably believed
15 that JED was an agent or employee of the Defendants who was vetted, screened, and approved
16 by it and who was safe and could be trusted with children.

17 173. Plaintiff ROE 26 and Plaintiff’s parents trusted JED because RIVERDALE
18 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT held him out as
19 someone who was safe and could be trusted with the supervision, care, custody, and control of
20 children, including Plaintiff ROE 26.

21 174. Plaintiff ROE 26 and Plaintiff’s parents believed that RIVERDALE
22 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT would exercise such
23 care as would a parent of ordinary prudence in comparable circumstances when the Defendants
24 assumed supervision, care, custody, and control of minor Plaintiff, including protecting Plaintiff
25 from the danger of being sexually abused.

26 175. JED’s sexual abuse of ROE 26 was unlawful sexual molestation under
27 California law, including California Code of Civil Procedure Section 340.1.

28 //

1 176. At all relevant times RIVERDALE ASSEMBLY OF GOD, GENERAL
2 COUNCIL and SOCAL DISTRICT through their agents, servants, and employees, knew or
3 should have known that JED was a danger to children, in that he was likely to sexually abuse
4 them.

5 177. It was reasonably foreseeable to Defendants, through their agents, servants, and
6 employees, that JED's sexual abuse of children would likely result in injury to others, including
7 the sexual abuse of ROE 26 and other children by JED.

8 178. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
9 DISTRICT through their agents, servants, and employees, knew or should have known that JED
10 was sexually abusing children at RIVERDALE ASSEMBLY OF GOD, including ROE 26.

11 179. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
12 DISTRICT through their respective agents, servants, and employees, consciously and recklessly
13 disregarded their knowledge that JED would use his positions with the Defendants to sexually
14 abuse children, including Plaintiff ROE 26.

15 180. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
16 DISTRICT through their respective agents, servants, and employees, acted in concert with each
17 other and/or with JED to conceal the danger that JED posed to children, including ROE 26, so
18 that JED could continue serving the church despite their knowledge of that danger.

19 181. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
20 DISTRICT through their respective agents, servants, and employees, acted in concert with each
21 other and/or with JED to enable JED to sexually abuse children, including Plaintiff.

22 182. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
23 DISTRICT through their respective agents, servants, and employees, knew that their negligent,
24 reckless, and outrageous conduct would inflict severe emotional and psychological distress, as
25 well as personal physical injury on others, including Plaintiff ROE 26.

26 183. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
27 DISTRICT through their respective agents, servants, and employees, concealed the sexual abuse
28 of children by pastors, teachers, school administrators, volunteers, and others, including JED, in

1 order to conceal their own bad acts in failing to protect children from being abused, to protect
2 their reputations, and to prevent victims of such sexual abuse from coming forward during the
3 extremely limited statute of limitations prior to the enactment of the recent legislative
4 amendment that allows Plaintiff to pursue his claim now, despite knowing that these pastors,
5 other religious persons, teachers, school administrators, and other persons would continue to
6 molest children, and continue to intentionally dissuade victims and their families from coming
7 forward.

8 184. As a result of the above-described conduct, Plaintiff ROE 26 has suffered, and
9 will continue to suffer great pain of mind and body, shock, emotional distress, physical
10 manifestations of emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation,
11 and loss of enjoyment of life; has suffered and continues to suffer spiritually; were prevented and
12 will continue to be prevented from performing Plaintiff's daily activities and obtaining the full
13 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has incurred and will
14 continue to incur expenses for medical and psychological treatment, therapy, and counseling.

15 **RIVERDALE ASSEMBLY OF GOD; GENERAL COUNCIL; SOCAL DISTRICT**

16 185. WHITED's, GOAD's, JALEN's and JED's sexual abuse of ROE 26 was
17 unlawful sexual molestation under California law, including California Code of Civil Procedure
18 Section 340.1.

19 186. At all relevant times RIVERDALE ASSEMBLY OF GOD, GENERAL
20 COUNCIL and SOCAL DISTRICT, through their agents, servants, and employees, knew or
21 should have known that WHITED, GOAD, JALEN and JED were dangers to children, in that
22 they were likely to sexually abuse them.

23 187. It was reasonably foreseeable to Defendants, through their agents, servants, and
24 employees, that WHITED's, GOAD's, JALEN's and JED's sexual abuse of children would
25 likely result in injury to others, including the sexual abuse of ROE 26 and other children by
26 WHITED, GOAD, JALEN and JED.

27 188. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
28 DISTRICT through their agents, servants, and employees, knew or should have known that

1 WHITED, GOAD, JALEN and JED were sexually abusing children at RIVERDALE
2 ASSEMBLY OF GOD, including ROE 26.

3 189. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
4 DISTRICT through their respective agents, servants, and employees, consciously and recklessly
5 disregarded their knowledge that WHITED, GOAD, JALEN and JED would use their positions
6 with the Defendants to sexually abuse children, including ROE 26.

7 190. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
8 DISTRICT through their respective agents, servants, and employees, acted in concert with each
9 other and/or with WHITED, GOAD, JALEN and JED to conceal the danger that WHITED,
10 GOAD, JALEN and JED posed to children, including ROE 26, so that WHITED, GOAD,
11 JALEN and JED could continue serving the church despite their knowledge of that danger.

12 191. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
13 DISTRICT through their respective agents, servants, and employees, acted in concert with each
14 other and/or with WHITED, GOAD, JALEN and JED to enable WHITED, GOAD, JALEN and
15 JED to sexually abuse children, including Plaintiff ROE 26.

16 192. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
17 DISTRICT through their respective agents, servants, and employees, knew that their negligent,
18 reckless, and outrageous conduct would inflict severe emotional and psychological distress, as
19 well as personal mental and physical injury on others, including Plaintiff ROE 26.

20 193. RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
21 DISTRICT through their respective agents, servants, and employees, concealed the sexual abuse
22 of children by pastors, teachers, school administrators, volunteers, and others, in order to conceal
23 their own bad acts in failing to protect children from being abused, to protect their reputations,
24 and to prevent victims of such sexual abuse from coming forward during the extremely limited
25 statute of limitations prior to the enactment of the recent legislative amendment that allows
26 Plaintiffs to pursue their claims now, despite knowing that those pastors, other religious persons,
27 teachers, school administrators, and other persons would continue to molest children, and
28 continue to intentionally dissuade victims and their families from coming forward.

1 194. As a result of the above-described conduct, Plaintiff ROE 26 has suffered, and
2 will continue to suffer great pain of mind and body, shock, emotional distress, physical
3 manifestations of emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation,
4 and loss of enjoyment of life; has suffered and continues to suffer spiritually was prevented and
5 will continue to be prevented from performing Plaintiff’s daily activities and obtaining the full
6 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has incurred and will
7 continue to insure expenses for medical and psychological treatment, therapy, and counseling.

8 **FIRST CAUSE OF ACTION**

9 **(Negligence)**

10 **AGAINST ALL DEFENDANTS**

11 195. Plaintiff incorporates all paragraphs of this Complaint as if fully set forth herein.

12 196. As a result of the above-described conduct, Plaintiff has suffered, and continues
13 to suffer great pain of mind and body, shock, emotional distress, physical manifestations of
14 emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
15 enjoyment of life; has suffered and continues to suffer spiritually; was prevented and will
16 continue to be prevented from performing Plaintiff’s daily activities and obtaining the full
17 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has insured and will
18 continue to incur expenses for medical and psychological treatment, therapy, and counseling.

19 Defendants, RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL SOCAL DISTRICT
20 WHITED, individually, GOAD, individually, JALEN, individually, JED, individually, and
21 DOES 18 through 100, had a duty to protect the minor Plaintiff while she was entrusted to their
22 care by Plaintiff’s parents. Plaintiff’s care, welfare, and/or physical custody were temporarily
23 entrusted to Defendants. Defendants voluntarily accepted the entrusted care of Plaintiff. As such,
24 Defendants owed Plaintiff, a minor child, a special duty of care, in addition to a duty of ordinary
25 care, and owed Plaintiff the higher duty of care that adults dealing with children owe to protect
26 them from harm.

27 197. All Defendants had a duty to control WHITED, GOAD, JALEN and JED and to
28 prevent them from sexually assaulting and molesting children. Defendants were aware, prior to

1 the conclusion of the sexual abuse of Plaintiff listed herein, of WHITED's, GOAD's, JALEN's
2 and JED's dangerous and exploitative propensities. Defendants were also aware that they had the
3 ability to place restrictions on WHITED's, GOAD's, JALEN's and JED's access to children,
4 give warnings to the congregation, and otherwise control WHITED's, GOAD's, JALEN's and
5 JED's conduct. Defendants therefore assumed a duty to prevent WHITED, GOAD, JALEN and
6 JED from sexually assaulting and molesting children. Defendants also had a duty to report
7 known or suspected child sexual abuse or neglect by WHITED, GOAD, JALEN and JED to law
8 enforcement.

9 198. Defendants had a special duty to investigate and not employ WHITED, a
10 Sunday school teacher; GOAD, a bus ministry sound technician; JALEN, a bus ministry worker
11 at RIVERDALE ASSEMBLY OF GOD and elementary school teacher; and JED a church audio
12 technician, all who were agents, employees, and/or volunteers at Defendant RIVERDALE
13 ASSEMBLY OF GOD. Defendants knew or should've known that WHITED, GOAD, JALEN
14 and JED were likely to harm others in light of the work entrusted to them.

15 199. Defendants, by and through their agents, servants and employees, knew or
16 reasonably should have known of WHITED's, GOAD's, JALEN's and JED's dangerous and
17 exploitative propensities and/or that WHITED, GOAD, JALEN and JED were unfit agents. It
18 was foreseeable that if Defendants did not adequately exercise or provide the duty of care owed
19 to children in their care, including, but not limited to Plaintiff, the children entrusted to
20 Defendants' care would be vulnerable to sexual abuse by WHITED, GOAD, JALEN and/or JED.

21 200. Defendants breached their duty of care to the minor Plaintiff by allowing,
22 enabling and permitting WHITED, GOAD, JALEN and JED to have access to Plaintiff; by
23 failing to investigate or otherwise confirm or deny such facts about WHITED, GOAD, JALEN
24 and JED; by failing to tell or concealing from Plaintiff, Plaintiff's parents, guardians, or law
25 enforcement officials that WHITED, GOAD, JALEN and JED were or may have been sexually
26 abusing Plaintiff; by failing to tell or concealing from Plaintiff's parents, guardians, or law
27 enforcement officials that Plaintiff was or may have been sexually abused after Defendants knew
28 or had reason to know that WHITED, GOAD, JALEN and JED may have sexually abused

1 Plaintiff, thereby creating the circumstance where Plaintiff was less likely to receive
2 medical/mental health care and treatment, thus exacerbating the harm done to Plaintiff; by
3 holding out WHITED, GOAD, JALEN and JED to the Plaintiff and his parents or guardians as
4 being in good standing and trustworthy; and/or by failing to report known child sexual abuse of
5 Plaintiff by WHITED, GOAD, JALEN and JED to law enforcement. Defendants cloaked within
6 the facade of normalcy Defendants' and/or WHITED's, GOAD's, JALEN's and JED's contact
7 and/or actions with the Plaintiff and/or with other minors who were victims of WHITED,
8 GOAD, JALEN and JED, and/or disguised the nature of the sexual abuse and contact.

9 201. As a result of the above-described conduct, Plaintiff has suffered, and continues
10 to suffer great pain of mind and body, shock, emotional distress, physical manifestations of
11 emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
12 enjoyment of life; has suffered and continues to suffer spiritually; was prevented and will
13 continue to be prevented from performing Plaintiff's daily activities and obtaining the full
14 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has insured and will
15 continue to incur expenses for medical and psychological treatment, therapy, and counseling.

16 **SECOND CAUSE OF ACTION**

17 **(Claim for Childhood Sexual Assault Pursuant to C.C.P. § 340.1)**

18 **AGAINST ALL DEFENDANTS**

19 202. Plaintiff incorporates all paragraphs of this Complaint as if fully set forth herein.

20 203. Between approximately 2015 and 2019, when Plaintiff ROE 26 was between 13
21 and 17 years old, WHITED, GOAD, JALEN and JED engaged in grooming and unpermitted,
22 harmful, and offensive sexual conduct and contact upon the person of Plaintiff ROE 26.

23 204. Said conduct was undertaken while WHITED, GOAD, JALEN and JED were
24 agents, managing agents, employees, and/or servants of the Defendants RIVERDALE
25 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT and DOES 18 through
26 100, and while WHITED, GOAD, JALEN and JED were acting in the course and scope of their
27 employment, agency, and/or service with the Defendants.
28

1 205. Said conduct of WHITED, GOAD, JALEN and JED was known to and ratified
2 by the Defendants.

3 206. Each Defendant had a duty to take reasonable steps to protect Plaintiff ROE 26,
4 a minor female, from foreseeable harm when she was in their care, custody and control.

5 207. During the time that WHITED, GOAD, JALEN and JED were working for and
6 serving the Defendants, each Defendant had a duty to use reasonable care to prevent WHITED,
7 GOAD, JALEN and JED from using the tasks, premises, and instrumentalities of his position
8 with the Defendants to target, groom, and sexually abuse children, including Plaintiff ROE 26.

9 208. Each Defendant breached the foregoing duties by failing to use reasonable care
10 to protect Plaintiff ROE 26 from WHITED, GOAD, JALEN and JED and allowed WHITED,
11 GOAD, JALEN and JED to groom and to sexually assault the minor female.

12 209. As a result of the above-described conduct, Plaintiff has suffered, and continues
13 to suffer great pain of mind and body, shock, emotional distress, physical manifestations of
14 emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
15 enjoyment of life, and Plaintiff was prevented from performing Plaintiff's daily activities and
16 obtaining the full enjoyment of life.

17 210. Between approximately 2015 and 2019, WHITED, GOAD, JALEN and JED
18 engaged in unpermitted, harmful and offensive sexual contact upon the person of Plaintiff ROE
19 26, Defendants RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL
20 DISTRICT and DOES 18 through 100, ratified or approved of that sexual contact.

21 211. Defendant WHITED, GOAD, JALEN and JED were aided in committing the
22 harmful and offensive touching of Plaintiff by their status as agents of Defendants RIVERDALE
23 ASSEMBLY OF GOD, GENERAL COUNCIL and SOCAL DISTRICT and DOES 18 through
24 100.

25 212. Without WHITED's position as an agent and Sunday school teacher at
26 Defendant RIVERDALE ASSEMBLY OF GOD, WHITED could not have accomplished the
27 harmful and offensive touching of Plaintiff. Without GOAD's employment as an agent and
28 sound technician for the bus ministry at RIVERDALE ASSEMBLY OF GOD, GOAD could not

1 have accomplished the harmful and offensive touching of Plaintiff. Without JALEN's position as
2 an employee, and as bus agent and worker for the bus ministry at RIVERDALE ASSEMBLY
3 OF GOD and elementary school teacher at ACADEMY, wherein JALEN could not have
4 accomplished the harmful and wrongful sexual acts of Plaintiff without his position of trust.
5 Further, JED could not have accomplished the harmful and offensive touching of Plaintiff, and
6 wrongful sexual acts but for being given the position of trust by the church as audio technician.

7 213. As a result of the above-described conduct, Plaintiff has suffered, and continues
8 to suffer great pain of mind and body, shock, emotional distress, physical manifestations of
9 emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
10 enjoyment of life; has suffered and continues to suffer spiritually; was prevented and will
11 continue to be prevented from performing Plaintiff's daily activities and obtaining the full
12 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has insured and will
13 continue to incur expenses for medical and psychological treatment, therapy, and counseling.

14 **THIRD CAUSE OF ACTION**

15 **(Negligent Supervision/Failure to Warn)**

16 **AGAINST ALL DEFENDANTS**

17 214. Plaintiff incorporates all paragraphs of this Complaint as if fully set forth herein.

18 215. Defendants RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and
19 SOCAL DISTRICT and DOES 18 through 100 had a duty to provide reasonable supervision of
20 WHITED, GOAD, JALEN and JED; to use reasonable care in investigating WHITED, GOAD,
21 JALEN and JED; and to provide adequate warning to Plaintiff, Plaintiff's parents and other
22 minor congregants of WHITED's, GOAD's, JALEN's and JED's dangerous propensities and
23 unfitness.

24 216. Defendants RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and
25 SOCAL DISTRICT and DOES 18 through 100, by and through their agents, servants and
26 employees, knew or reasonably should have known of WHITED's, GOAD's, JALEN's and
27 JED's dangerous and exploitative propensities and/or that WHITED, GOAD, JALEN and JED
28 were an unfit agents. Despite such knowledge, Defendants negligently failed to supervise

1 WHITED, GOAD, JALEN and JED in the positions of trust and authority as employees, pastors,
2 teachers, youth choir tour chaperones, youth leaders, Sunday school bus drivers and Sunday
3 school teachers, and/or teachers at RIVERDALE ASSEMBLY OF GOD, where they were able
4 to commit the wrongful acts against Plaintiff. Defendants failed to provide reasonable
5 supervision of WHITED, GOAD, JALEN and JED, failed to use reasonable care in investigating
6 WHITED, GOAD, JALEN and JED, and failed to provide adequate warning to Plaintiff and
7 Plaintiff's family of WHITED's, GOAD's, JALEN's and JED's dangerous propensities and
8 unfitness. Defendants further failed to take reasonable measure to prevent future sexual abuse.

9 217. As a result of the above-described conduct, Plaintiff has suffered, and continues
10 to suffer great pain of mind and body, shock, emotional distress, physical manifestations of
11 emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
12 enjoyment of life; has suffered and continues to suffer spiritually; was prevented and will
13 continue to be prevented from performing Plaintiff's daily activities and obtaining the full
14 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has insured and will
15 continue to incur expenses for medical and psychological treatment, therapy, and counseling.

16 **FOURTH CAUSE OF ACTION**

17 **(Negligent Hiring/Retention)**

18 **AGAINST ALL DEFENDANTS**

19 218. Plaintiff incorporates all paragraphs of this Complaint as if fully set forth herein.

20 219. Defendants RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and
21 SOCAL DISTRICT and DOES 18 through 100, had a duty not to hire and/or retain Defendant
22 WHITED, GOAD, JALEN and JED and other employees, agents, volunteers, and other
23 representatives, given Defendant WHITED's, GOAD's, JALEN's and JED's dangerous and
24 exploitative propensities.

25 220. Defendants RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and
26 SOCAL DISTRICT and DOES 18 through 100, by and through their agents, servants and
27 employees, knew or reasonably should have known of WHITED's, GOAD's, JALEN's and
28 JED's dangerous and exploitative propensities and/or that WHITED, GOAD, JALEN and JED

1 were unfit agents. Despite such knowledge, Defendants negligently hired and/or retained
2 WHITED, GOAD, JALEN and JED in the positions of trust and authority as employees, pastors,
3 supervisor choir directors, youth choir tour chaperones, youth leaders, Sunday school bus drivers
4 and Sunday school teachers, and/or teachers at RIVERDALE ASSEMBLY OF GOD, where they
5 were able to commit the wrongful acts against Plaintiff. Defendants failed to use reasonable care
6 in investigating WHITED, GOAD, JALEN and JED and failed to provide adequate warning to
7 Plaintiff and Plaintiff's parents of WHITED's, GOAD's, JALEN's and JED's dangerous
8 propensities and unfitness. Defendants further failed to take reasonable measures to prevent
9 future sexual abuse.

10 221. As a result of the above-described conduct, Plaintiff has suffered, and continues
11 to suffer great pain of mind and body, shock, emotional distress, physical manifestations of
12 emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
13 enjoyment of life; has suffered and continues to suffer spiritually; was prevented and will
14 continue to be prevented from performing Plaintiff's daily activities and obtaining the full
15 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has insured and will
16 continue to incur expenses for medical and psychological treatment, therapy, and counseling.

17 **FIFTH CAUSE OF ACTION**

18 **(Intentional Infliction of Emotional Distress)**

19 **AGAINST ALL DEFENDANTS**

20 222. Plaintiff incorporates all paragraphs of this Complaint as if fully set forth herein.

21 223 Defendants RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and
22 SOCIAL DISTRICT and DOES 18 through 100, conduct was extreme and outrageous and was
23 intentional or done recklessly.

24 224. Defendant WHITED's, GOAD's, JALEN's and JED's conduct in sexually
25 assaulting minor Plaintiff was extreme and outrageous.

26 225. Defendants RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and
27 SOCIAL DISTRICT and DOES 18 through 100, ratified or approved of the extreme and
28 outrageous conduct of WHITED, GOAD, JALEN and JED.

1 226. As a result of Defendants' conduct, Plaintiff experiences and continues to
2 experience severe emotional distress resulting in bodily harm.

3 227. As a result of the above-described conduct, Plaintiff has suffered, and continues
4 to suffer great pain of mind and body, shock, emotional distress, physical manifestations of
5 emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
6 enjoyment of life; has suffered and continues to suffer spiritually; was prevented and will
7 continue to be prevented from performing Plaintiff's daily activities and obtaining the full
8 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has insured and will
9 continue to incur expenses for medical and psychological treatment, therapy, and counseling.

10 **SIXTH CAUSE OF ACTION**

11 **(Breach Of Statutory Duty – California Civil Code § 51.7)**

12 **AGAINST ALL DEFENDANTS**

13 228. Plaintiff incorporates all paragraphs of this Complaint as if fully set forth herein.

14 229. Pursuant to California Civil Code § 51.7(a), Plaintiff has the right to be free
15 from any violence, or intimidation by threat of violence, committed against their person on
16 account of his gender. WHITED, GOAD, JALEN and JED had a statutory duty not to perpetrate
17 violence or the threat of violence upon Plaintiff. Defendants repeatedly breached that duty as
18 alleged in the facts above.

19 230. Defendants RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL and
20 SOCAL DISTRICT and DOES 18 through 100, ratified or approved of the violence against
21 Plaintiff committed by Defendant WHITED, GOAD, JALEN and JED.

22 231. At all material times, Plaintiff was a person within the jurisdiction of this State
23 and, at all material times, Defendants were required to comply with the laws of this State,
24 including, but not limited to, California Civil Code § 51.7.

25 232. As a result of the above-described conduct, Plaintiff has suffered, and continues
26 to suffer great pain of mind and body, shock, emotional distress, physical manifestations of
27 emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of
28 enjoyment of life; has suffered and continues to suffer spiritually; was prevented and will


1 continue to be prevented from performing Plaintiff’s daily activities and obtaining the full
2 enjoyment of life; will sustain loss of earnings and earning capacity; and/or has insured and will
3 continue to incur expenses for medical and psychological treatment, therapy, and counseling.

4 **WHEREFORE**, Plaintiff prays for a jury trial and for judgment against Defendants,
5 RIVERDALE ASSEMBLY OF GOD, GENERAL COUNCIL SOCAL DISTRICT WHITED,
6 GOAD, JALEN, JED and DOES 18 through 100, and each of them, as follows:

- 7 1. General damages in an amount to be shown according to proof at the time of
8 trial;
- 9 2. Special damages including medical and psychological care expenses in an
10 amount to be shown according to proof at the time of trial;
- 11 3. Treble damages, pursuant to CCP § 340.1(b);
- 12 4. Costs of suit incurred herein;
- 13 5. For punitive damages;
- 14 6. For prejudgment and post-judgment interest as may be allowed; and
- 15 7. Such other and further relief as this Court deems just and proper.

16 DATED: September 20, 2022

17 DIAS HALL INC.
18 A Professional Corporation

19 
20 _____
21 STEVEN S. DIAS,
22 Attorney for Plaintiff,
23 JANE ROE 26
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26
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28