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**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
**IN AND FOR THE COUNTY OF PIMA**

CHARLES S. TAYLOR,

Plaintiff,

vs.

GRACE ST. PAUL'S EPISCOPAL CHURCH,  
an Arizona domestic nonprofit corporation; THE  
EPISCOPAL DIOCESE OF ARIZONA, an  
Arizona domestic nonprofit corporation,

Defendants.

Case No.:

**CIVIL COMPLAINT**

Assigned to:

Plaintiff Charles Taylor, an individual, hereby complains against the above-named defendants and alleges as follows:

**PARTIES AND JURISDICTON**

1. Charles Taylor, an individual, is a citizen and resident of Cochise County, Arizona. Taylor was twelve (12) years old at the time of the sexual assault allegations contained in this Complaint.

2. Defendant Grace St. Paul's Episcopal Church, a/k/a Grace Protestant Episcopal Church of Tucson, hereinafter referred to as "Grace Church," is an Arizona domestic nonprofit corporation registered in and primarily doing business in Pima County, Arizona.





1 c. Disclose its own negligence with regard to hiring, supervision and retention of  
2 Father Babcock; and

3 d. Protect Plaintiff from exposure to harmful individuals like Father Babcock.

4 20. At all relevant times, Defendant owed a duty to Plaintiff to use reasonable care to  
5 ensure the safety, care, well-being, and health of the Plaintiff, who was then a minor. Defendant had  
6 duties that encompassed the hiring, retention, and supervision of Father Babcock.

7 21. Defendant breached its duties to Plaintiff by failing to protect him from the sexual  
8 assault and lewd and lascivious acts committed by the agent and employee of Defendant, Father  
9 Babcock.

10 22. Defendant knew and received actual notice of Father Babcock's sexual misconduct  
11 toward minors that created an unreasonable risk of further sexual contact with a minor by Father  
12 Babcock.

13 23. Upon information and belief, Defendant provided Father Babcock with unfettered  
14 access to Plaintiff, and other minor children, and gave him unlimited and uncontrolled privacy.

15 24. At all relevant times Defendant created an environment which fostered child sexual  
16 abuse against children it had a duty to protect, including Plaintiff.

17 25. At all relevant times, Defendant had inadequate policies and procedures to protect  
18 children it was entrusted to care for and protect, including Plaintiff.

19 26. As a direct and proximate result of the negligence of Defendant, Plaintiff suffered  
20 severe and permanent psychological, emotional and physical injuries, shame, humiliation and the  
21 inability to lead a normal life.

22 27. The conduct of Defendant shows a reckless or willful disregard for the safety and well-  
23 being of Plaintiff.

24 **COUNT II**  
25 (Breach of Fiduciary Duty Against GRACE ST. PAUL'S EPISCOPAL CHURCH)

26 28. Plaintiff repeats and realleges the allegations in paragraphs 1 through 15 above.

27 29. At all relevant times, Defendant was in a fiduciary or confidential relationship with  
28 Plaintiff and his parents arising from relations in which confidence was naturally inspired, or, in fact,

1 reasonably exists. This relationship impelled or induced Plaintiff to relax the care and vigilance he  
2 would ordinarily exercise.

3 30. Defendant breached its fiduciary duties to Plaintiff and his parents as a result of harm  
4 caused by Father Babcock to Plaintiff from sexual abuse and assault.

5 31. As a direct and proximate result of Defendant's breach of fiduciary duty, Plaintiff has  
6 suffered and will continue to suffer severe and permanent psychological and emotional injuries and  
7 lack of enjoyment of life.

8 **COUNT III**

9 (Negligence Against THE EPISCOPAL DIOCESE OF ARIZONA)

10 32. Plaintiff repeats and realleges the allegations in paragraphs 1 through 15 above.

11 33. Defendant had a special relationship with Plaintiff. Defendant was in a position of  
12 trust and confidence with Plaintiff. Plaintiff looked to Defendant, and its representatives, particularly  
13 Father Babcock, for counseling and guidance.

- 14 34. As a result of this special relationship, Defendant owed Plaintiff a duty to:
- 15 a. Investigate and warn Plaintiff of the potential for harm from Father Babcock;
  - 16 b. Disclose its awareness of facts regarding Father Babcock that created a likely  
17 potential for harm;
  - 18 c. Disclose its own negligence with regard to hiring, supervision and retention of  
19 Father Babcock; and
  - 20 d. Protect Plaintiff from exposure to harmful individuals like Father Babcock.

- 21 35. Defendant breached its duties to Plaintiff by failing to:
- 22 a. Investigate and warn Plaintiff of the potential for harm from Father Babcock;
  - 23 b. Disclose its awareness of facts regarding Father Babcock that created a likely  
24 potential for harm;
  - 25 c. Disclose its own negligence with regard to hiring, supervision and retention of  
26 Father Babcock; and
  - 27 d. Protect Plaintiff from exposure to harmful individuals like Father Babcock.

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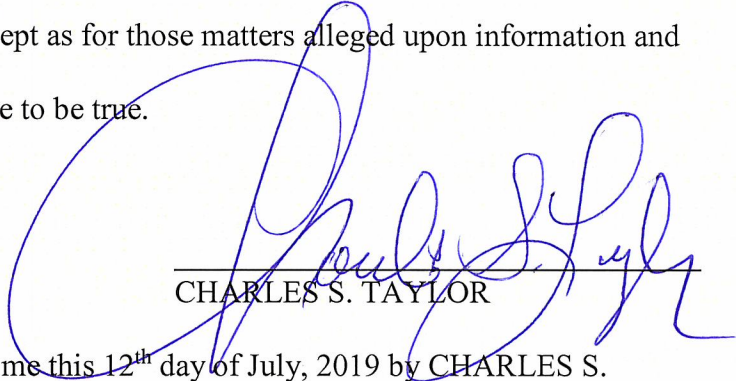
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VERIFICATION

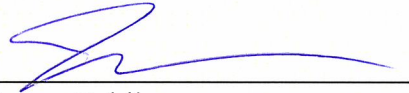
STATE OF ARIZONA     )  
  ) ss.  
County of Cochise     )

CHARLES S. TAYLOR, being first duly sworn upon his oath, deposes and says:

That he is the Plaintiff in the foregoing Complaint and as such has read said Complaint and that all matters alleged therein are true except as for those matters alleged upon information and belief, and as to those, he believes the same to be true.

  
\_\_\_\_\_  
CHARLES S. TAYLOR

SUBSCRIBED AND SWORN TO before me this 12<sup>th</sup> day of July, 2019 by CHARLES S. TAYLOR.

  
\_\_\_\_\_  
Notary Public

My Commission Expires:

