

STATE OF MICHIGAN
15TH JUDICIAL DISTRICT
22ND JUDICIAL CIRCUIT

COMPLAINT
FELONY

DISTRICT: 19F5-5651
CIRCUIT:
CTN: 96-19900748-01
MSP #:

District Court ORI: MI810055J

Circuit Court ORI: MI810015J

AG ORI: MI820025A

THE PEOPLE OF THE STATE OF MICHIGAN

v

TIMOTHY M CROWLEY
2625 E SOUTHERN AVE.
TEMPE, AZ 85282

Co-defendant(s)

Victim or complainant:

Complaining Witness
SA ~~DAVID DWYER~~
~~SCOTT SHEA~~

City/Twp/Village
Ann Arbor

County in Michigan
Washtenaw

Defendant SID

Date: On or about
06/24/1986 - 12/31/1990

Charge(s)
See Below

Defendant DOB
6/3/1949

Maximum Penalty
See Below

STATE OF MICHIGAN, COUNTY OF WASHTENAW

The complaining witness says that on the date and at 530 Elizabeth St. Ann Arbor, MI, the defendant, contrary to law,

COUNT 1: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Multiple Variables)

did engage in sexual penetration, to-wit: Fellatio, with a 14-16 year old child, under the following circumstance(s), the victim was at least 13 but less than 16 years of age and defendant coerced the victim to submit by exerting his/her authoritative position; contrary to MCL 750.520b. [750.520B]

SORA NOTICE

This is a Tier III Offense under the Sex Offender Registration Act (SORA) unless the court finds that the victim was between the ages of 13 to 15 inclusive, consented to the conduct, and the defendant was not more than 4 years older than the victim. MCL 28.722(w)(iv).

HIV/STD TESTING NOTICE

Take notice that pursuant to MCL 333.5129, upon bindover to circuit court or recorder's court, the district court judge shall order the defendant to be tested for sexually transmitted infection, hepatitis B infection, and for the presence of HIV or an antibody to HIV if the judge determines there is reason to believe the violation involved sexual penetration or exposure to a body fluid of the defendant. If the district judge determines that testing is not required, upon conviction, the court must order the defendant to be tested.

FELONY: Life; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3)

COUNT 2: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Multiple Variables)

did engage in sexual penetration, to-wit: Fellatio, with a 14-16 year old child, under the following circumstance(s), the victim was at least 13 but less than 16 years of age and defendant coerced the victim to submit by exerting his/her authoritative position; contrary to MCL 750.520b. [750.520B]

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FELONY: Life; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3)

COUNT 3: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Multiple Variables)

did engage in sexual penetration, to-wit: Fellatio, with a 14-16 year old child, under the following circumstance(s), defendant effected sexual penetration through force or coercion and the victim sustained personal injury; contrary to MCL 750.520b. [750.520B]

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FELONY: Life; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3)

COUNT 4: CRIMINAL SEXUAL CONDUCT - FIRST DEGREE (Multiple Variables)

did engage in sexual penetration, to-wit: Fellatio, with a 14-16 year old child, under the following circumstance(s), defendant effected sexual penetration through force or coercion and the victim sustained personal injury; contrary to MCL 750.520b. [750.520B]

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FELONY: Life; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3)

COUNT 5: CRIMINAL SEXUAL CONDUCT - SECOND DEGREE (Multiple Variables)

did engage in sexual contact with a 14-16 year old child, under the following circumstance(s), the victim was at least 13 but less than 16 years of age and defendant coerced the victim to submit by exerting his/her authoritative position; contrary to MCL 750.520c. [750.520C]

SORA NOTICE

This is a Tier II Offense under the Sex Offender Registration Act (SORA) if the victim is 13 or older. MCL 28.722(u)(ix) & (x). Is a Tier III Offense if victim is under 13. MCL 28.722(w)(v). It is a Tier III Offense if the defendant has a prior conviction for a Tier II Offense. MCL 28.722(u) & (v).

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FELONY: 15 years; mandatory AIDS/STD testing; DNA to be taken upon arrest.

COUNT 6: CRIMINAL SEXUAL CONDUCT - SECOND DEGREE (Multiple Variables)

did engage in sexual contact with a 14-16 year old child, under the following circumstance(s), the victim was at least 13 but less than 16 years of age and defendant coerced the victim to submit by exerting his/her authoritative position; contrary to MCL 750.520c. [750.520C]

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FELONY: 15 years; mandatory AIDS/STD testing; DNA to be taken upon arrest.

COUNT 7: CRIMINAL SEXUAL CONDUCT - SECOND DEGREE (Multiple Variables)

did engage in sexual contact with a 14-16 year old child, under the following circumstance(s), defendant effected sexual contact through force or coercion and the victim sustained personal injury; contrary to MCL 750.520c. [750.520C]

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FELONY: 15 years; mandatory AIDS/STD testing; DNA to be taken upon arrest.

COUNT 8: CRIMINAL SEXUAL CONDUCT - SECOND DEGREE (Multiple Variables)

did engage in sexual contact with a 14-16 year old child, under the following circumstance(s), defendant effected sexual contact through force or coercion and the victim sustained personal injury; contrary to MCL 750.520c. [750.520C]

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This is a Tier II Offense under the Sex Offender Registration Act (SORA) if the victim is 13 or older. MCL 28.722(u)(ix) & (x). Is a Tier III Offense if victim is under 13. MCL 28.722(w)(v). It is a Tier III Offense if the defendant has a prior conviction for a Tier II Offense. MCL 28.722(u) & (v).

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FELONY: 15 years; mandatory AIDS/STD testing; DNA to be taken upon arrest.

Court shall order law enforcement to collect a DNA identification profiling sample before sentencing or disposition, if not taken at arrest.

The complaining witness asks that defendant be apprehended and dealt with according to law.

Warrant authorized on	<u>5/23/19</u>	Date
by:		
Danielle Hagaman-Clark (P63017) Assistant Attorney General Criminal Division Mich. Dept. of Atty. General 525 W. Ottawa St., 7th Floor Lansing, MI 48933	Complaining witness signature	
<input type="checkbox"/> Security for costs posted	Subscribed and sworn to before me on	
	<u>5/23/19</u> at <u>9:39 am</u>	

		SCOTT STEAT
Subscribed and sworn to before me on		<u>5/23/19</u> at <u>9:39 am</u>
Date		
Judge/Magistrate/Clerk		P59488
		Bar no.

Mag. Tamara Garwood, P59488

DIC: DAVID DWYER



FILED

MAY 23 2019

15TH DISTRICT COURT

State of Michigan
15th Judicial District
22nd Judicial Circuit

**AFFIDAVIT
IN SUPPORT OF COMPLAINT**

Case No:
District: 19F5-5051
Circuit:

THE COMPLAINING WITNESS, ON INFORMATION AND BELIEF, SAYS:

1. I, Affiant, Scott Shea, am a Special Agent Investigator with the Michigan Department of Attorney General (AG). I have 23 years' experience in law enforcement and criminal investigations. My job duties include the investigation of criminal activity as assigned by the department.
2. In the regular course of my duties I, along with several other investigators and Michigan State Police (MSP) troopers, am involved with the AG's investigation into sexual abuse by clergy within the Catholic Church.
3. During the course of this investigation Father Timothy Crowley was identified as a perpetrator of sexual assault.
4. Crowley served as a chaplain at St. Mary Parish in Jackson from June 30, 1982 through June 27, 1984.
5. JOHN DOE was a parishioner of St. Mary Parish during that time, when he was approximately 10 years old. JOHN DOE was an altar boy at St. Mary. Crowley provided cigarettes and alcohol to JOHN DOE and touched his buttocks and his genitalia over top of his clothing.
6. After his tenure at St. Mary, Crowley served as a chaplain at St. Anthony parish in Hillsdale from June 27, 1984 through June 24, 1987, and then at St. Thomas in Ann Arbor from June 24, 1987 through August 5, 1993. JOHN DOE attended these parishes during these times as well.
7. On multiple occasions, Crowley provided JOHN DOE with cigarettes and alcohol and forced JOHN DOE to watch pornography depicting homosexual sex. Crowley would masturbate himself in JOHN DOE's presence.
8. While serving as an alter boy, JOHN DOE was permitted to stay the night in the rectory. JOHN DOE would stay the night and Crowley would often sleep in the same bed. Crowley has admitted that JOHN DOE "stayed over" with him.
9. On at least one occasion, Crowley grabbed JOHN DOE's hand and caused JOHN DOE to masturbate Crowley.

10. On at least one occasion, Crowley forced JOHN DOE's head down onto Crowley's penis, causing Crowley's penis to penetrate JOHN DOE's mouth.
 11. On at least one occasion, Crowley performed oral sex on JOHN DOE.
 12. On at least one occasion, JOHN DOE and Crowley rubbed their penises between each other's buttocks.
 13. On one occasion at either St. Anthony or St. Thomas, Crowley told JOHN DOE that if JOHN DOE told the nun or his parents about the abuse, Crowley would kill him.
 14. JOHN DOE has continued to suffer mental anguish as a result of Crowley's sexual assaults.
-
15. Affiant has confirmed that in 1991, JOHN DOE told a high school friend about the abuse perpetrated onto JOHN DOE by Crowley.
 16. JOHN DOE's parents have confirmed that JOHN DOE has previously disclosed the abuse perpetrated by Crowley.
 17. In August of 1993, the Diocese of Lansing paid JOHN DOE and his representatives \$200,000.00 in exchange for a release of all claims against Crowley, the Bishop, and any and all other clergy members or employees of the Diocese of Lansing. JOHN DOE was also required to sign a non-disclosure agreement. None of the above civil agreements are enforceable in this criminal matter.
 18. Crowley left the State of Michigan prior to August of 1995. Crowley has not since re-established residency in the State of Michigan. In August of 1995, Crowley relocated to Alaska until about 2014. Currently, Crowley lives in Arizona.
 19. Because Crowley has not "usually and publicly reside[d] within the state" since August of 1995, MCL 767.24, this charge is within the applicable statute of limitations.
 20. Based on JOHN DOE's detailed and credible allegations, I am seeking a warrant charging the following:

Count 1 – First-Degree Criminal Sexual Conduct

21. On or about 1982 to 1990, Timothy Crowley did engage in sexual penetration, to-wit: fellatio, with a child who was at least 13 but less than 16 years of age, and the defendant coerced the victim to submit by exerting his authoritative position; contrary to MCL 750.520b(1)(b).

Count 2 – First-Degree Criminal Sexual Conduct

22. On or about 1982 to 1990, Timothy Crowley did engage in sexual penetration, to-wit: fellatio, with a child who was at least 13 but less than 16 years of age, and the defendant coerced the victim to submit by exerting his authoritative position; contrary to MCL 750.520b(1)(b).

Count 3 – First-Degree Criminal Sexual Conduct

23. On or about 1982 to 1990, Timothy Crowley did engage in sexual penetration, to-wit: fellatio, with JOHN DOE, causing personal injury to said victim and using force or coercion to accomplish sexual penetration; contrary to MCL 750.520b(1)(f).

Count 4 – First-Degree Criminal Sexual Conduct

24. On or about 1982 to 1990, Timothy Crowley did engage in sexual penetration, to-wit: fellatio, with JOHN DOE, causing personal injury to said victim and using force or coercion to accomplish sexual penetration; contrary to MCL 750.520b(1)(f).

Count 5 – Second-Degree Criminal Sexual Conduct

25. On or about 1982 to 1990, Timothy Crowley did engage in sexual contact with a child who was at least 13 but less than 16 years of age, and the defendant coerced the victim to submit by exerting his authoritative position; contrary to MCL 750.520b(1)(b).

Count 6 – Second-Degree Criminal Sexual Conduct

26. On or about 1982 to 1990, Timothy Crowley did engage in sexual contact with a child who was at least 13 but less than 16 years of age, and the defendant coerced the victim to submit by exerting his authoritative position; contrary to MCL 750.520b(1)(b).

Count 7 – Second-Degree Criminal Sexual Conduct

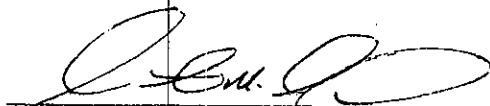
27. On or about 1982 to 1990, Timothy Crowley did engage in sexual contact with another person, to-wit: JOHN DOE, causing personal injury to said victim, and using force or coercion to accomplish the sexual contact; contrary to MCL 750.520c(1)(f).

Count 8 – Second-Degree Criminal Sexual Conduct

28. On or about 1982 to 1990, Timothy Crowley did engage in sexual contact with another person, to-wit: JOHN DOE, causing personal injury to said victim, and using force or coercion to accomplish the sexual contact; contrary to MCL 750.520c(1)(f).

Reviewed on: 5/22/19

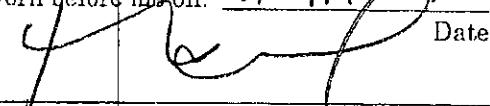
Danielle Hagaman Clark
Danielle Hagaman Clark, P63017
Assistant Attorney General
525 W. Ottawa St.
Lansing, MI 48909
(517) 335-7650



SCOTT SITTER (Affiant)

Michigan Department of Attorney General

Subscribed and Sworn before me on: 5/23/19 at 1:39 PM

Date


Honorable Mag. Tamara Garwood, P59488
Judge/Magistrate – 15th District Court


FILED

MAY 23 2019

15TH DISTRICT COURT

OIC : DAWA DWYER