

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

H.B., by and through his guardian ad litem
BRANDON BUSSEY

II. County of Residence of First Listed Plaintiff

(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

James S. Rogers/Heather M. Cover, Rogers & Cover,
PLLC, 705 2nd Ave., #1500, Seattle, WA 98104
Tel. (206) 621-8525

DEFENDANTS

19. THE CHURCH OF THE LATTER-DAY SAINTS, ET AL.

County of Residence of First Listed Defendant KING

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- 1 U.S. Government Plaintiff
2 U.S. Government Defendant
3 Federal Question (U.S. Government Not a Party)
4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

Table with columns for Plaintiff (PTF) and Defendant (DEF) citizenship options: Citizen of This State, Citizen of Another State, Citizen or Subject of a Foreign Country, Incorporated or Principal Place of Business In This State, Incorporated and Principal Place of Business In Another State, Foreign Nation.

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

Large table with categories: CONTRACT, REAL PROPERTY, CIVIL RIGHTS, TORTS, PRISONER PETITIONS, HABEAS CORPUS, FORFEITURE/PENALTY, LABOR, IMMIGRATION, BANKRUPTCY, INTELLECTUAL PROPERTY RIGHTS, SOCIAL SECURITY, FEDERAL TAX SUITS, OTHER STATUTES.

V. ORIGIN (Place an "X" in One Box Only)

- 1 Original Proceeding
2 Removed from State Court
3 Remanded from Appellate Court
4 Reinstated or Reopened
5 Transferred from Another District (specify)
6 Multidistrict Litigation - Transfer
8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): 18 U.S.C. §§ 1595 and 2255

Brief description of cause:

Violations of the Trafficking Victims Protection Act, 18 U.S.C. Secs. 2421-2423, Negligence, Sexual Assault of a Minor and other claims

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$ CHECK YES only if demanded in complaint: JURY DEMAND: [X] Yes [] No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE DOCKET NUMBER

DATE 1/30/2025 SIGNATURE OF ATTORNEY OF RECORD /s/ James S. Rogers /s/ Heather M. Cover

FOR OFFICE USE ONLY

RECEIPT # AMOUNT APPLYING IFP JUDGE MAG. JUDGE

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF THE LATTER-DAY SAINTS, ET AL.

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) THE CHURCH OF THE LATTER-DAY SAINTS

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF THE LATTER-DAY SAINTS, ET AL.

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) PAYDAN BUSSEY

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF THE LATTER-DAY SAINTS, ET AL.

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) THAYNE LYMAN

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF THE LATTER-DAY SAINTS, ET AL.

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) PHILLIP BUSSEY

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF THE LATTER-DAY SAINTS, ET AL.

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) CATHY BUSSEY

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF THE LATTER-DAY SAINTS, ET AL.

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) DOES 1-100

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

I returned the summons unexecuted because _____; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

H.B., by and through his guardian ad litem
BRANDON BUSSEY,

Plaintiff,

vs.

THE CHURCH OF THE LATTER-DAY
SAINTS, PAYDAN BUSSEY, THAYNE
LYMAN, PHILLIP BUSSEY, CATHY
BUSSEY, and DOES 1-100, INCLUSIVE,

Defendants.

COMPLAINT FOR DAMAGES

- 1. VIOLATION OF THE
TRAFFICKING VICTIMS
PROTECTION ACT 18 U.S.C. § 1591
AND 1595(a)**
- 2. VIOLATION OF STATUTE 18
U.S.C. § 2421**
- 3. VIOLATION OF STATUTE 18
U.S.C. § 2422**
- 4. VIOLATION OF STATUTE 18
U.S.C. § 2423(a)**
- 5. VIOLATION OF STATUTE 18
U.S.C. § 2423(b)**
- 6. VIOLATION OF STATUTE 18
U.S.C. § 2423(c)**
- 7. VIOLATION OF STATUTE 18
U.S.C. § 2423 (d)**
- 8. VIOLATION OF STATUTE 18
U.S.C. § 2423 (e)**
- 9. NEGLIGENCE**
- 10. SEXUAL ASSAULT OF A MINOR**
- 11. INTENTIONAL INFLICTION OF
EMOTIONAL DISTRESS**

JURY DEMAND

COMES NOW, Plaintiff H.B., by and through his attorneys, Rogers & Cover, PLLC,
and hereby complains and alleges against Defendants THE CHURCH OF THE LATTER-DAY
SAINTS (a corporation), PAYDAN BUSSEY (an individual), PHILLIP BUSSEY (an

1 individual), CATHY BUSSEY (an individual), THAYNE LYMAN (an individual), and DOES
2 1 through 100, inclusive (“Defendants”) as follows:

3 **INTRODUCTION**

4 1. Defendant Paydan Bussey (“BUSSEY” or “PERPETRATOR”) had a history of
5 sexual abuse before abusing H.B. (“H.B.,” or “PLAINTIFF”).

6 2. Defendant Phillip Bussey (“PHILLIP”) was a high ranking member of THE
7 CHURCH OF THE LATTER-DAY SAINTS, in the Duthie Hill ward in Washington from
8 2010.

9 3. In 2012, while living in the Seattle area of Washington, BUSSEY was
10 investigated by police for allegations of sexual abuse relating to an incident at a swim meet. He
11 was later charged and convicted. As a result, he was required to register as a sex offender.

12 4. In late 2014, when living in Washington BUSSEY molested then infant, H.B.

13 5. In January 2015, while he was still a registered sex offender in both Washington
14 and Utah, BUSSEY met with Bishop Thayne Lyman (“LYMAN”) to become ordained into the
15 priesthood. In order to become ordained, BUSSEY would have had to confess his history of
16 sexually abusing minors to LYMAN.

17 6. THE CHURCH OF THE LATTER-DAY SAINTS (“L.D.S. CHURCH”) was
18 on notice of BUSSEY’s previous predatory behavior and still allowed BUSSEY to play with,
19 and be around, other children unsupervised. BUSSEY also continued to reside with PHILLIP
20 and Defendant Cathy Bussey (“CATHY”) in their home, where they continued to open their
21 home to members of the L.D.S. CHURCH, including young children who were coming to
22 receive blessings from PHILLIP in his role as a leader within the L.D.S. CHURCH.

23 7. In early 2018, PHILLIP was called to be a Mission President, along with his
24 wife CATHY, in Madrid, Spain.

1 8. When in Madrid, PHILLIP and CATHY were residing at a home that was owned
2 by the L.D.S. CHURCH. It was a mission home where PHILLIP and CATHY were staying as
3 a part of their leadership roles within the L.D.S. CHURCH. Missionaries were often in and out
4 of the home, and PHILLIP and CATHY used the property as a way to further the goal and
5 mission of the L.D.S. CHURCH.

6 9. In December 2019, PHILLIP and CATHY invited H.B., his family, and
7 BUSSEY, to visit their home in Madrid, to see their Mission work, and spend Christmas and
8 New Year with them. All the tickets were purchased and paid for by the L.D.S. CHURCH.

9 10. While in Madrid, BUSSEY began grooming H.B., for further sexual abuse, and
10 sexually abusing him. BUSSEY began to touch H.B. inappropriately, fondling him over his
11 clothes.

12 11. After the abuse took place in Madrid, BUSSEY began texting H.B. individually,
13 teaching him how to delete his text messages, so that H.B.'s parents did not learn of the
14 grooming behavior and abuse.

15 12. In 2020, while BUSSEY was attending school in Utah, he would often come
16 and visit H.B. and his family at their home in Utah. PERPETRATOR would come to stay for
17 the weekend, sometimes PHILLIP and CATHY coordinated the stays, despite their knowledge
18 of his history of sexually abusing young children.

19 13. During his visits from early 2020 through the summer of 2020, BUSSEY would
20 sexually abuse PLAINTIFF. The abuse escalated from fondling over the clothes to fondling
21 H.B. while both BUSSEY and H.B. were naked and making H.B. fondle BUSSEY while both
22 BUSSEY and H.B. were naked. The abuse continued to escalate until BUSSEY began to coerce
23 H.B. into orally copulating him and performing oral copulation on PLAINTIFF.

1 14. In May 2023, PERPETRATOR sexually abused H.B. when he was 8 years old.
2 While staying at H.B.’s home, BUSSEY required H.B. to perform oral copulation on him
3 before BUSSEY then performed oral copulation on H.B. BUSSEY took photos of these
4 interactions and told H.B. that he was going to send them to a friend. During one of these
5 instances, BUSSEY had restrained and pinned down H.B. while they were in a blanket fort. As
6 a result of this abuse, BUSSEY is facing criminal charges in Utah: three counts of sodomy on
7 a child, one count of kidnapping of a child, and sexual abuse of a child.

8 **JURISDICTION AND VENUE**

9 15. The Court properly has subject matter jurisdiction to hear civil claims brought
10 pursuant to 18 U.S.C. §§ 1595 and 2255.

11 16. Venue in this Court is proper pursuant to 28 § U.S.C. § 1391 in that a substantial
12 part of the events or omissions giving rise to the claims asserted herein occurred in this District,
13 and Defendants are subject to personal jurisdiction in this District.

14 17. Jurisdiction and venue in this country and division is proper because substantial
15 parts of the events giving rise to the following causes of action, which are described below,
16 occurred in Washington. Venue is proper because substantial parts of the damage caused to
17 PLAINTIFF as herein alleged occurred in Bothell, Washington.

18 **THE PARTIES**

19 18. Plaintiff H.B. is 10 years old. PLAINTIFF resided in Bothell, Washington
20 beginning in 2014. PLAINTIFF then moved to Utah. As a minor PLAINTIFF was the victim
21 of unlawful sexual assault and molestation by BUSSEY.

22 19. THE CHURCH OF THE LATTER-DAY SAINTS (“L.D.S. CHURCH”), is and
23 was at all relevant times herein mentioned, the religious entity, located at 26529 Southeast
24 Duthie Hill Road, Issaquah, State of Washington, 98029. L.D.S. CHURCH is a corporation

1 duly organized and operating pursuant to the laws of the State of Utah. L.D.S. CHURCH
2 operates meeting houses, congregations, and temples within the state of Washington. L.D.S.
3 CHURCH does business and conducts continuous and systemic activities in Washington. The
4 L.D.S. CHURCH's principal place of business is 50 East North Temple, Floor 20, Salt Lake
5 City, State of Utah 84150. The L.D.S. CHURCH is registered to do business in California, and
6 the presiding Bishop serves at the pleasure of and subject to the direct and absolute control of
7 L.D.S. CHURCH. L.D.S. CHURCH is divided into wards, stakes and areas.

8 20. Defendant PAYDEN BUSSEY ("BUSSEY"), at all relevant times, was a
9 Washington resident, and was a member of L.D.S. CHURCH.

10 21. Defendant PHILIP BUSSEY ("PHILIP"), at all relevant times was a
11 Washington resident, and was a leader, and member, of L.D.S. CHURCH.

12 22. Defendant CATHY BUSSEY ("CATHY"), at all relevant times was a
13 Washington resident, and was a member of the L.D.S. CHURCH.

14 23. Defendant THAYNE LYMAN ("LYMAN"), at all relevant times was a
15 Washington resident, and was a member of the L.D.S. CHURCH.

16 24. The Defendants each assumed responsibility for the well-being of L.D.S.
17 CHURCH members, whether as clergy or volunteers appointed by L.D.S. CHURCH. In their
18 capacities as Bishop, and other positions such as Stake President, Relief Society President,
19 Mission President, Stake Patriarch, visiting teacher, Sunday School and Primary School
20 teacher, the individual Defendants were held out by the Church as its agents and placed in
21 positions of responsibility and authority over L.D.S. CHURCH members. As a result, they each
22 had a special relationship with members of the congregation, including the minor PLAINTIFF.
23 This relationship gave rise to a duty to protect members of the congregation, including the
24 minor PLAINTIFF, from a foreseeable risk of harm. At all relevant times, L.D.S. CHURCH

1 assumed special responsibilities towards its members, including having a disciplinary and red
2 flagging system meant to identify and track sexual predators and other dangerous individuals
3 within the membership in order to protect innocent child members from the harm they might
4 inflict.

5 25. L.D.S. CHURCH's income comes from member tithes which are turned over to
6 the L.D.S. CHURCH for investment and other uses, including support of the administrative
7 expenditures of the L.D.S. CHURCH's wards, stakes, and areas. The L.D.S. CHURCH does
8 not provide information about their finances to their members or the public. Upon information
9 and belief, L.D.S. CHURCH receives more than seven (7) billion dollars a year in tithing from
10 its members. Upon information reported publicly in the media, L.D.S. CHURCH owns
11 financial assets and real estate in excess of 200 billion dollars.

12 26. The true names and capacities, whether individual, plural, corporate partnership,
13 associate or otherwise, of Defendants DOES 1-100, inclusive, are unknown to PLAINTIFF
14 H.B. at this time, who therefore sues said Defendants by such fictitious names. PLAINTIFF is
15 informed and believes and thereupon alleges that each of the Defendants fictitiously named
16 herein as a DOE is legally responsible, negligently or in some other actionable manner, for the
17 events and happenings alleged hereinafter. PLAINTIFF further alleges that the acts and
18 omissions of said Defendants were the legal cause of the injury to PLAINTIFF and the resulting
19 injury and damages to PLAINTIFF H.B. PLAINTIFF will amend this Complaint to assert true
20 names and/or capacities of such fictitiously named Defendants when they have been
21 ascertained.

22 27. PLAINTIFF is informed and believes and thereupon alleges that, at all times
23 mentioned herein, Defendants were the agents, servants, employees, successors-in-interest
24 and/or joint ventures of their co-defendants and were as such acting within the purpose, course,

1 scope and/or authority of said agency, employment, successor-in-interest and/or joint venture
2 and that each and every Defendant as aforesaid was acting as principal and was negligent in
3 the selection and hiring and retention of each and every Defendant as an agent, employee,
4 successor-in-interest, and/or joint venture.

5 28. All of the acts, conduct and nonfeasance herein carried out by each and every
6 representative, employee and/or agent of each and every corporate business Defendant, and
7 was authorized, ordered, and directed by their respective Defendant's corporate or business
8 employers, officers, directors and/or managing agents; that in addition thereto, said corporate
9 or business employers, officers, directors and/or managing agents had advanced knowledge of,
10 authorized and participated in the herein described acts, conduct and nonfeasance of their
11 representatives, employees, agents and each of them; and in addition thereto, upon the
12 completion of aforesaid acts, conduct and nonfeasance of the employees and agents, the
13 aforesaid corporate and business employers, officers, directors and/or managing agents,
14 respectively ratified, accepted to the benefits of, condoned and approved of each and all said
15 acts, conduct or nonfeasance of their co-employees and/or agents.

16 **STATUTE OF LIMITATIONS**

17 29. Federal cause of action one is timely brought pursuant to 18 U.S.C. § 1595,
18 subdivision (a)-(c) and any other applicable statute. The misconduct against PLAINTIFF
19 began in 2014 and continued through 2023, during which, at all times, PLAINTIFF was a
20 minor child under the age of 18. At the time of filing this complaint PLAINTIFF H.B. is 10
21 years old, thus within the statute of limitations for sexual abuse as outlined in 18 U.S.C.
22 §1595(a)-(c). As such, PLAINTIFF's complaint is timely.

23 30. Furthermore, federal causes of actions one through eight are timely brought
24 pursuant to 18 U.S.C. § 2255(b) and any other applicable statute. 18 U.S.C. § 2255(b) states

1 that there shall be no time limit for the filing of a complaint commencing under the section.
2 As such, PLAINTIFF’s complaint is timely.

3 31. State law causes of action nine through eleven are timely brought pursuant to
4 Revised Code of Washington (“RCW”) § 4.16.340(1), subdivision (a)-(c) and any other
5 applicable statute. The misconduct against PLAINTIFF began in 2014 and continued through
6 2023, during which, at all times, PLAINTIFF was a minor child under the age of 18. At the
7 time of filing this complaint PLAINTIFF H.B. is 10 years old, thus within the statute of
8 limitations for child sexual abuse as outlined in RCW § 4.16.340(1)(a)-(c). As such,
9 PLAINTIFF’s complaint is timely.

10 **FACTUAL ALLEGATIONS**

11 **(Common to All Causes of Action)**

12 32. Defendant Paydan Bussey (“BUSSEY” or “PERPETRATOR”) had a history of
13 sexual abuse before abusing H.B. (“H.B.” or “PLAINTIFF”).

14 33. In 2010, Phillip Bussey (“PHILLIP”) was called to be a part of the Area Seventy.
15 Prior to 2010, PHILLIP had been serving as President of the Bellevue Washington Stake. Prior
16 to that, PHILLIP had been a Bishop in the Duthie Hill Ward and Stake Mission President.

17 34. In 2012, while living in the Seattle area of Washington, BUSSEY was
18 investigated by police for allegations of sexual abuse relating to an incident at a swim meet. He
19 was later charged and convicted. As a result of his conviction BUSSEY was required to go to
20 therapy, put on probation, and required to register as a sex offender.

21 35. In late 2014, when living in Washington, BUSSEY molested, then infant, H.B.

22 36. In late 2014, or early 2015, Cathy Bussey (“CATHY”) and PHILLIP, informed
23 H.B.’s father that BUSSEY had inappropriately touched H.B. but did not provide more
24

1 information and indicated that it was a one-time mistake BUSSEY made while going through
2 a phase of confusion.

3 37. During the period when BUSSEY first abused H.B., as an infant, the abuse took
4 place in PHILLIP and CATHY's home in Bothell, Washington. During this time, H.B. was left
5 in PHILLIP and CATHY's care, PHILLIP and CATHY then left H.B. unsupervised with
6 BUSSEY in their home, despite knowing of his history of sexually abusing minors.

7 38. While still on probation in Washington, CATHY and PHILLIP sent BUSSEY
8 to a residential treatment program in Utah, that was staffed by members of the L.D.S.
9 CHURCH. BUSSEY also began attending school in Utah. As a result of his moving to attend
10 school while still under the registration requirement for his Washington conviction, BUSSEY
11 was also required to register as a sex offender in Utah.

12 39. In January 2015, while he was still a registered sex offender in both Washington
13 and Utah, BUSSEY met with Bishop Thayne Lyman ("LYMAN") to become ordained into the
14 priesthood. In order to become ordained, BUSSEY would have had to confess his history of
15 sexually abusing minors to LYMAN.

16 40. During this time, when BUSSEY was on probation, PHILLIP was a member of
17 the Seventy in L.D.S. CHURCH. The Seventy are the layer between the local L.D.S. CHURCH
18 administration and the general L.D.S. CHURCH administration. CATHY and PHILLIP had
19 been in communication with senior leadership in L.D.S. CHURCH members in the first or
20 second quorum of the Seventy. CATHY and PHILLIP consulted with these leaders in the
21 L.D.S. CHURCH about BUSSEY's conduct, as well as his criminal case and how to proceed.
22 In fact, BUSSEY's criminal conviction, probation, and registration requirements were active
23 barriers to PHILLIP pursuing his calling of Mission President in Spain. PHILLIP was not able
24

1 to go to Madrid to fulfill his calling as Mission President until BUSSEY's criminal case and
2 his requirements were all resolved.

3 41. After the two years of BUSSEY's registration requirement had passed, and per
4 Washington's legislation for minor offenders, BUSSEY was eligible for his registration
5 requirement to be removed and for his case to be sealed. PHILLIP and CATHY hired an
6 attorney who helped petition to get BUSSEY removed from the Washington sex offender
7 registry list, and to get his case sealed. Once they had succeeded in doing so in late 2017,
8 PHILLIP and CATHY then worked tirelessly to get BUSSEY removed from the Utah sex
9 offender registry and were successfully able to get him removed shortly after.

10 42. Upon information and belief, L.D.S. CHURCH failed to investigate or
11 excommunicate BUSSEY in relation to the allegations of sexual abuse brought to them by
12 CATHY and PHILLIP and the criminal charges against him for abusing PLAINTIFF, and his
13 other victims.

14 43. L.D.S. CHURCH was on notice of BUSSEY's previous predatory behavior and
15 still allowed BUSSEY to play with, and be around, other children unsupervised. BUSSEY also
16 continued to reside with CATHY and PHILLIP in their home, where they continued to open
17 their home to members of the L.D.S. CHURCH, including young children who were coming
18 to receive blessings from PHILLIP in his leadership role in the L.D.S. CHURCH.

19 44. In early 2018, PHILLIP was called to be a Mission President, along with this
20 wife CATHY, in Madrid. Prior to being called into this role, CATHY had been a ward Relief
21 Society President.

22 45. When in Madrid, PHILLIP and CATHY were staying at a home that was owned
23 by the L.D.S. CHURCH, which was a mission home where PHILLIP and CATHY were
24 residing as a part of their leadership roles within the L.D.S. CHURCH. Missionaries were often

1 in and out of the home, and PHILLIP and CATHY used the property as a way to further the
2 goal and mission of the L.D.S. CHURCH.

3 46. In December, 2019, PHILLIP and CATHY invited H.B., his family, and
4 BUSSEY, to visit their home in Madrid, to see their Mission work, and spend Christmas and
5 New Years with them. All the tickets were purchased and paid for by the L.D.S. CHURCH.

6 47. While in Madrid, BUSSEY began grooming H.B., for further sexual abuse, and
7 sexually abusing him. BUSSEY began to touch H.B. inappropriately, fondling him over his
8 clothes.

9 48. After the sexual abuse took place in Madrid, BUSSEY began texting H.B.,
10 individually, teaching him how to delete his text messages, so that H.B.'s parents did not learn
11 of the grooming behavior and abuse.

12 49. In 2020, while BUSSEY was attending school in Utah, he would often come
13 and visit H.B. and his family at their home in Utah. PERPETRATOR would come stay for the
14 weekend, PHILLIP and CATHY sometimes coordinated these stays, despite their knowledge
15 of his history of sexually abusing young children, including PLAINTIFF.

16 50. When he came to visit, PERPETRATOR would often get gifts and trinkets for
17 both H.B. and his sister. In order to throw off suspicion of his gifts to PLAINTIFF BUSSEY
18 would also purchase sheets and blankets for the purpose of creating blanket forts to play with
19 H.B. All of these items were paid for by PHILLIP and CATHY via the L.D.S. CHURCH, as
20 BUSSEY did not have a steady source of income.

21 51. During his visits from early 2020 through summer of 2020, BUSSEY would
22 sexually abuse H.B. The sexual abuse escalated from fondling over the clothes, to fondling
23 H.B. when he was naked, and making H.B. fondle him when he was naked. The sexual abuse
24

1 continued to escalate, until BUSSEY began to coerce H.B. into orally copulating him and
2 performing oral copulation on PLAINTIFF.

3 52. The oral copulation often times took place in the blanket forts that BUSSEY
4 would make with PLAINTIFF, using sheets and items he had purchased for the purpose of
5 creating the forts.

6 53. In May 2023, PERPETRATOR sexually abused H.B. when he was 8 years old.
7 While staying at H.B.'s home, BUSSEY required H.B. to perform oral copulation on him
8 before BUSSEY then performed oral copulation on H.B. BUSSEY took photos of these
9 interactions and told H.B. that he was going to send them to a friend. During one of these
10 instances BUSSEY had restrained and pinned down H.B. while they were in a blanket fort. As
11 a result of this sexual abuse, BUSSEY is facing criminal charges in Utah: three counts of
12 sodomy on a child, one count of kidnapping of a child, and sexual abuse of a child.

13 54. L.D.S. CHURCH hid BUSSEY's predatory behavior and history, in order to
14 seek favor with his family. At the time BUSSEY was first charged with child sexual abuse,
15 PHILLIP was a member of the Seventy, which holds a high level of authority within the L.D.S.
16 CHURCH. When PERPETRATOR sexually abused PLAINTIFF in summer of 2023, PHILLIP
17 had been elevated to the position of Stake Patriarch within L.D.S. CHURCH.

18 55. The repeated incidents of sexual abuse and continued exposure to his abuser
19 caused PLAINTIFF pain and suffering, both physically as a result of the assaults and
20 molestation, as well as psychologically.

21 56. PLAINTIFF is informed and believes and thereupon alleges, that, at all times
22 herein mentioned, Defendants knew or should have known that PERPETRATOR was abusing
23 minor PLAINTIFF, and that Defendants failed to take reasonable steps to protect him.

1 57. L.D.S. CHURCH maintains a pattern and practice of concealing sexual abuse
2 from the authorities and its members as to the threat its clergy members pose. Additionally,
3 L.D.S. CHURCH maintains a pattern and practice of signaling to its members that they should
4 conceal and/or fail to report sexual abuse as to keep “the Church from being inappropriately
5 implicated in legal matters” *See President Russell M. Nelson Letter* (August 4, 2021). Through
6 this policy of concealment, L.D.S. CHURCH ratifies abusive conduct, perpetuating a culture
7 of concealment and encouraging a lack of cooperation among Church members with law
8 enforcement.

9 58. The Stake President and Bishops Handbook states as follows: “[i]n instances of
10 abuse, the first responsibility of the Church is to assist those who have been abused, and to
11 protect those who may be vulnerable to future abuse.” In conjunction with this doctrine, Utah’s
12 Supreme Court has characterized the Helpline as, “a 1-800 number that bishops and other
13 Church clergy can call when they become aware of possible abuse. The Help Line is available
14 24 hours a day, 365 days as year and is staffed by legal and counseling professionals who
15 ‘provide guidance to the bishop in how to protect the [victim] from further abuse, and how to
16 deal with the complex emotional, psychological, and legal issues that must be addressed in
17 order to protect the victim.’” *MacGregor v. Walker*, 2014 UT 2 ¶2,322 P.3d 706,707 (2014)
18 [internal citation omitted in original].

19 59. In reality, L.D.S. CHURCH staffs the Helpline with attorneys of Kirton
20 McConkie, one of the largest law firms in the State of Utah. Rather than notifying law
21 enforcement or other government authorities when Bishops and other L.D.S. CHURCH clergy
22 members call the Helpline regarding sexual abuse within L.D.S. CHURCH, Helpline operators
23 transfer these calls to the Kirton McConkie attorneys, who advise the Bishop not to report the
24 abuse incident to law enforcement, misrepresenting clergy-penitent privilege laws as their

1 reasoning.

2 60. In other words, L.D.S. CHURCH uses the Helpline to allow Bishops direct
3 contact to Kirton McConkie in order to get ahead of claims and avoid costly lawsuits against
4 L.D.S. CHURCH. This is directly contradictory to what L.D.S. CHURCH states the Helpline
5 is supposed to do, which is offer advice to high level members of L.D.S. CHURCH to protect
6 victims from further abuse and deal with the harms arising from the abuse that already occurred.
7 This is consistent with the instructions laid out in President Russell M. Nelson's Letter, dated
8 August 4, 2020, encouraging congregants to avoid cooperating with authorities asking for
9 information about abuse.

10 61. L.D.S. CHURCH's actions, practices, and customs encompass a culture that
11 prioritizes protecting predators, and the financial interests of L.D.S. CHURCH, over protecting
12 innocent victims of sexual abuse. L.D.S. CHURCH did not report any sexual abuse, nor did
13 they warn or protect children from sexual abuse they knew or should have known that its
14 perpetrators, including BUSSEY, committed. Instead, L.D.S. CHURCH continued to allow its
15 perpetrators, including BUSSEY, continued access to young children. Upon information and
16 belief, BUSSEY was never excommunicated from L.D.S. CHURCH, despite being criminally
17 convicted of sexually abusing another minor at a later date. In not excommunicating BUSSEY
18 upon the first allegation and suspicion of abuse, L.D.S. CHURCH had placed PLAINTIFF and
19 other young boys in the L.D.S. CHURCH community at risk of harm from BUSSEY.

20 62. L.D.S. CHURCH's actions embody a culture that protects sexual predators,
21 rather than innocent and vulnerable children. L.D.S. CHURCH handled the allegations
22 internally as a "matter of sin" and not one leader reported any matter to the police. Instead,
23 L.D.S. CHURCH, its bishops, and personnel, allowed its perpetrators, including BUSSEY,
24 to continue completely unhindered and protected even in their predatory conduct. L.D.S.

1 CHURCH, its agents, and employees, including bishops, counsellors, or personnel mentioned
2 herein, DOES 1-100, and each of them, acted to protect the heinous and unforgiveable acts
3 of its clergy members, its perpetrators, including BUSSEY, and in such action taken
4 against PLAINTIFF's innocence and vulnerabilities, was careless, reckless, negligent,
5 consciously disregarding a minor's rights, and failed to protect him.

6 63. Upon information and belief, at all times herein mentioned Defendants, L.D.S.
7 CHURCH, PHILLIP, CATHY, LYMAN, BUSSEY and DOES 1-100, (1) knew
8 PERPETRATOR was a sexual predator; (2) knew that PERPETRATOR was sexually abusing
9 at least one minor child associated with L.D.S. CHURCH; and (3) knew that PERPETRATOR
10 presented a risk of imminent harm to young members, including H.B., of L.D.S. CHURCH.

11 **FIRST CAUSE OF ACTION**

12 **VIOLATION OF THE TRAFFICKING VICTIMS PROTECTION ACT**

13 **Codified 18 U.S.C. § 1591 AND 1595(a)**

14 **(PLAINTIFF Against All DEFENDANTS and DOES 1-100)**

15 ***Perpetrator Liability***

16 64. PLAINTIFF re-alleges and incorporates by reference herein each allegation
17 contained herein above as though fully set forth and brought in this cause of action.

18 65. An individual who is a victim of a violation of 18 U.S.C. § 1591 may bring a
19 civil action against their perpetrator under 18 U.S.C. §§ 1595 and 2255.

20 66. 18 U.S.C. § 1591 defines sex trafficking, with respect to the perpetrator, as the
21 act of recruiting, enticing, harboring, providing, obtaining, advertising, maintaining,
22 patronizing, or soliciting by any means a person knowing, or in reckless disregard of the fact,
23 that means of force, threats of force, fraud, coercion, or any combination of such means will be
24 used to cause the person to engage in a commercial sex act.

1 67. Coercion is defined as “threats of serious harm to or physical restraint against
2 any person; any scheme, plan, or pattern intended to cause a person to believe that failure to
3 perform an act would result in serious harm to or physical restraint against any person; or the
4 abuse or threatened abuse of law or the legal process.”

5 68. A commercial sex act is any sex act on account of which anything of value is
6 given or received by any person. The term “anything of value” is construed liberally by courts,
7 and the value is subjectively determined according to the party giving or receiving the item.

8 69. Plaintiffs must only show the trafficking had a *de minimis* effect on interstate
9 commerce.

10 70. Defendants L.D.S. CHURCH, PHILLIP, and CATHY recruited (by identifying
11 H.B, and his parents as having a child of the correct target age, being susceptible to
12 manipulation because of the familial ties, and thus vulnerable to requests to support BUSSEY
13 and L.D.S. CHURCH via PHILLIP and CATHY’s dedication to the church), and obtained (by
14 providing BUSSEY with the necessary atmosphere, access, and resources, to isolate H.B. and
15 sexually abuse him) H.B. with the intent for BUSSEY to perform sex acts.

16 71. BUSSEY further enticed (by offering gifts and playtime) and harbored (by
17 physically secluding and trapping minor PLAINTIFF in the blanket fort during sexual acts)
18 PLAINTIFF in order to make him engage in unlawful sex acts.

19 72. BUSSEY further coerced PLAINTIFF by causing him to believe that he would
20 be at risk of serious harm if he did not perform commercial sex acts for BUSSEY.

21 73. Thus, BUSSEY engaged in acts that constituted a threat of force or coercion to
22 cause minor PLAINTIFF to engage in a commercial sex act.

23 74. H.B.’s trafficking had more than a *de minimis* effect on interstate commerce.
24

1 75. Thus, perpetrators BUSSEY, PHILLIP, and CATHY are liable pursuant to 18
2 U.S.C. § 1591(a)(1) and PLAINTIFF is entitled to bring this civil action against BUSSEY,
3 PHILLIP, and CATHY pursuant to 18 U.S.C. § 1591(a).

4 76. L.D.S. CHURCH knew that BUSSEY, PHILLIP, and CATHY targeted young
5 children, who share the same demographics as H.B. and had a history of sexually abusing
6 minors. L.D.S. CHURCH knew or recklessly disregarded the fact that unless BUSSEY was
7 removed from having access to other children as potential victims, then more young children
8 would be victimized. L.D.S. CHURCH maintained the dynamic of sexual exploitation and
9 predatory behavior by BUSSEY against PLAINTIFF. L.D.S. CHURCH further oversaw the
10 assignment of PHILLIP to a high position in the church where he used his home, where
11 BUSSEY resided, for performing religious blessings on young children who were in and out
12 of the home. L.D.S. CHURCH further oversaw keeping BUSSEY's history of sexual abuse a
13 secret, failing to disclose his history, as well as his required sex offender registration, ordaining
14 him as a priest despite his history, and continuing to allow PHILLIP to use his home to perform
15 blessings for the L.D.S. CHURCH in his home, in the presence of BUSSEY, a known sexual
16 abuser. Furthermore, L.D.S. CHURCH paid to send BUSSEY, H.B., and his family to Madrid,
17 on the L.D.S. CHURCH business, knowing the risk it posed to H.B.'s safety. In doing all of
18 the above, L.D.S. CHURCH provided H.B. to BUSSEY for the performance of commercial
19 sex acts.

20 ***Knowing Beneficiary Liability***

21 77. Separate from perpetrator liability, 18 U.S.C. § 1591(a)(2) also holds persons or
22 entities liable for sex trafficking who *knowingly benefit*, or attempt to conspire to benefit,
23 financially or by receiving anything of value from participating in a venture, which that person
24 knew or should have known has engaged in sex trafficking.

1 78. A venture is commonly understood as an undertaking involving risk which is
2 established by two or more individuals and need not be a legal partnership.

3 79. Participation in a venture means “knowingly assisting, supporting or facilitating
4 a violation:” of the perpetrator liability under 18 U.S.C. § 1591 (a)(1).

5 80. L.D.S. CHURCH, PHILLIP, CATHY, LYMAN, and DOES 1-100 engaged in
6 a venture as follows:

7 a. L.D.S. CHURCH was aware that the Madrid
8 Mission, and the Duthie Hill Ward, in Bellevue Washington Stake,
9 would flourish, with growing membership, tithes and financial
10 offerings, as long as it maintained its sterling reputation with its
11 community. To safeguard this reputation and financial stability,
12 L.D.S. CHURCH, through PHILLIP, CATHY, LYMAN, and DOES
13 1-100, concealed, covered up, denied, hid the abuse, and failed to
14 report the child abuse. The cover-up and non-reporting of
15 BUSSEY’s wrongdoings against other young victims, left the door
16 wide open for H.B. to be sexually abused by BUSSEY in the future;

17 b. In exchange for continued tithes and financial
18 donations apart from tithing by PHILLIP and CATHY, to L.D.S.
19 CHURCH and the ward, L.D.S. CHURCH, PHILLIP, CATHY,
20 LYMAN, and DOES 1-100 hid, covered up, and concealed known
21 sexual abuse by BUSSEY from the other congregants in the ward
22 and the PLAINTIFF’s family;

23 c. In exchange for continued free labor, including in
24 positions of authority and leadership, such as Mission Stake

1 President, seminary teacher, temple sealer, Area Seventy, Stake
2 President, Bishop, or similar services provided by PHILLIP,
3 CATHY, and BUSSEY to L.D.S. CHURCH, L.D.S. CHURCH and
4 DOES 1-100 hid, covered-up, and concealed known sexual abuse
5 of BUSSEY's previous victims, and H.B. from the other
6 congregants in the ward, law enforcement, and H.B.'s parents.

7 d. L.D.S. CHURCH was aware of its liability in
8 harboring a known predator, BUSSEY, with unfettered access to a
9 pool of potential new victims in the Duthie Hill ward.

10 e. L.D.S. CHURCH knew that its congregants
11 becoming aware that there were sexual predators like BUSSEY,
12 with a history of assaulting young children, unchecked within the
13 congregation, would alarm, enrage and disenfranchise its members
14 who would ultimately cease their financial commitments to L.D.S.
15 CHURCH.

16 81. Each of the above reciprocal transactions constitutes a venture between L.D.S.
17 CHURCH, PHILLIP, CATHY, LYMAN, BUSSEY, and DOES 1-100. The trafficking venture
18 involved economic risk in that if it were to have been discovered by the congregants of the
19 ward, L.D.S. CHURCH would have lost significant tithes and other financial commitments it
20 receives from its members due to their outrage.

21 82. The venture also creates enormous financial benefits for L.D.S. CHURCH.
22 L.D.S. CHURCH knows that the consequence of losing members is not limited to a few decades
23 of one person's financial commitments. L.D.S. CHURCH knows that when members leave
24 L.D.S. CHURCH and take their families with them, L.D.S. CHURCH loses future generations

1 of financial commitments from that family line. Generations of L.D.S. CHURCH wealth is
2 forfeited every time a member leaves. The cascading effect looms large over all L.D.S.
3 CHURCH decisions such that it protects its reputation at all costs for the ultimate purpose of
4 protecting its wealth. That is to say that L.D.S. CHURCH benefits from participating in the
5 venture by preserving its wealth. Tragically, the perverse result is that when L.D.S. CHURCH
6 covers up and facilitates childhood sexual abuse, it is choosing money over its most vulnerable
7 members in need of the most protection.

8 83. The trafficking venture involved aspects of physical risk that being caught
9 performing sex acts with a minor would have severe criminal consequences for PHILLIP,
10 CATHY, and BUSSEY, including the possibility of a long sentence in federal or state prison.

11 84. The trafficking venture additionally involved moral risk. It is a universally
12 understood concept that trafficking a person is immoral. It is further accepted that trafficking
13 a child- having sexual relations with a child—is one of the gravest and most morally
14 despicable acts that a human being could commit. Therefore, PLAINTIFF need not rely on
15 L.D.S. CHURCH doctrine, or any religious doctrine, to explain the moral risk. There is an
16 extreme moral risk at play in the execution of L.D.S. CHURCH, PHILLIP, CATHY,
17 LYMAN, BUSSEY and DOES 1-100 sex trafficking venture.

18 85. In addition to the financial benefits, L.D.S. CHURCH, LYMAN, PHILLIP,
19 CATHY, and DOES 1-100 also benefitted from the venture by preserving the reputation of
20 L.D.S. CHURCH, thereby preserving membership and attendance. Moreover, LYMAN and
21 PHILLIP additionally fortified their own reputations as effective leaders, which improved
22 their standing in the community and L.D.S. CHURCH.

1 86. As such, L.D.S. CHURCH, PHILLIP, CATHY, LYMAN, BUSSEY and DOES
2 1-100 are liable for sex trafficking as knowing beneficiaries pursuant to 18 U.S.C. § 1591(a)(2)
3 and PLAINTIFF is entitled to bring his civil action pursuant to 18 U.S.C. § 1595(a).

4 87. This action for child sex trafficking is brought pursuant to 18 U.S.C. § 1595(a)
5 and 18 U.S.C. § 2255, which states that all actions for minor victims under this section shall
6 have no limit.

7 88. As a direct result of participating in a trafficking venture by L.D.S. CHURCH,
8 LYMAN, PHILLIP, CATHY, BUSSEY, and DOES 1-100, PLAINTIFF suffered physical and
9 emotional harm. As a direct and proximate cause of the sex trafficking venture run by L.D.S.
10 CHURCH, PHILLIP, CATHY, BUSSEY, and DOES 1-100, PLAINTIFF was left
11 unsupervised with a known sexual abuser, BUSSEY. PLAINTIFF was repeatedly sexually
12 abused by BUSSEY. L.D.S. CHURCH, PHILLIP, and CATHY provided financial support and
13 procured PLAINTIFF for BUSSEY. L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, and
14 DOES 1-100 also worked to conceal BUSSEY's activities to protect their own reputational and
15 monetary interests. Without these actions, PLAINTIFF would not have fallen under the
16 unsupervised supervision of BUSSEY, and if he were nonetheless sexually abused, his reports
17 of the abuse would have been investigated. L.D.S. CHURCH, PHILLIP, CATHY, LYMAN,
18 and DOES 1-100, not only placed PLAINTIFF in the position to be sexually abused but also
19 engaged in a venture to conceal the abuse of PLAINTIFF on an ongoing basis. Each of these
20 acts directly and proximately caused PLAINTIFF to be trafficked and thereby injured
21 physically and emotionally.

22 89. H.B. experienced physical, emotional and psychological injuries for which he is
23 entitled to monetary damages and other relief.

1 90. L.D.S. CHURCH's actions amounted to malicious and oppressive conduct
2 because L.D.S. CHURCH knowingly harbored a known sexual predator and placed him in the
3 home of an elder within the L.D.S. CHURCH who regularly hosted young minors in his home
4 and gave him other places with unsupervised access to potential victim children. L.D.S.
5 CHURCH was in a position to prevent PLAINTIFF from being sexually abused but took
6 actions to facilitate numerous incidents of minor sexual abuse.

7 91. The conduct of L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, BUSSEY, and
8 DOES 1-100 was an intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to
9 punitive damages.

10 **SECOND CAUSE OF ACTION**

11 **VIOLATION OF STATUTE 18 U.S.C. § 2421**

12 **(PLAINTIFF Against All DEFENDANTS and DOES 1-100)**

13 92. PLAINTIFF re-alleges and incorporates by reference herein each allegation
14 contained herein above as though fully set forth and brought in this cause of action.

15 93. An individual who was a child victim of a violation of 18 U.S.C. § 2421 may
16 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

17 94. 18 U.S.C. § 2421(a) provides that whoever knowingly transports an individual
18 in interstate or foreign commerce, or in any territory or possession of the United States, with
19 intent that such individual engage in prostitution, or in any sexual activity for which a person
20 can be charged with a criminal offense, or attempts to do so, shall be in violation of the statute.

21 95. Any sexual conduct involving a minor qualifies as sexual activity for which a
22 person can be charged with a criminal offense.

1 96. Defendants L.D.S. CHURCH, PHILLIP, CATHY, and BUSSEY transported
2 PLAINTIFF, by purchasing and facilitating the international travel of both BUSSEY and H.B.
3 from Utah to Madrid, Spain.

4 97. Defendant L.D.S. CHURCH paid for the flights BUSSEY and H.B. took to
5 travel internationally, impacting intrastate and foreign commerce. Defendant L.D.S. CHURCH
6 also owned the home in which PHILLIP and CATHY stayed in Madrid, where BUSSEY and
7 H.B. stayed, and where BUSSEY sexually abused PLAINTIFF. PHILLIP and CATHY were
8 in Madrid as part of their role within the L.D.S. CHURCH, during which time they planned to
9 bring PERPETRATOR and PLAINTIFF to visit.

10 98. BUSSEY sexually abused PLAINTIFF on this trip, grooming him for further
11 abuse, and fondling him over his clothes.

12 99. Defendants L.D.S. CHURCH, PHILLIP and CATHY had knowledge of
13 BUSSEY's history of sexual abuse, and that PLAINTIFF was within the correct target age of
14 BUSSEY's victims.

15 100. Defendants L.D.S. CHURCH, PHILLIP, and CATHY's actions amounted to
16 having knowingly transported BUSSEY and PLAINTIFF to Madrid, with intent that BUSSEY
17 engage in sexual activity for which he could be charged with a criminal offence, which
18 PLAINTIFF was victim of.

19 101. The conduct of L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, BUSSEY, and
20 DOES 1-100 was an intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to
21 punitive damages.

22 **THIRD CAUSE OF ACTION**

23 **VIOLATION OF STATUTE 18 U.S.C. § 2422**

24 **(PLAINTIFF Against All DEFENDANTS and DOES 1-100)**

1 102. PLAINTIFF re-alleges and incorporates by reference herein each allegation
2 contained herein above as though fully set forth and brought in this cause of action.

3 103. An individual who was a child victim of a violation of 18 U.S.C. § 2422 may
4 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

5 104. 18 U.S.C. § 2422(a) provides that whoever knowingly persuades, induces,
6 entices, or coerces any individual to travel in interstate or foreign commerce, or in any territory
7 or possession of the United States, to engage in prostitution, or in any sexual activity for which
8 any person can be charged with a criminal offense, shall be in violation of the statute.

9 105. Any sexual conduct involving a minor qualifies as sexual activity for which a
10 person can be charged with a criminal offense.

11 106. Defendants L.D.S. CHURCH, PHILLIP, and CATHY enticed BUSSEY, H.B.
12 and H.B.'s parents to travel to Madrid, by purchasing the tickets for them and providing them
13 with free accommodations.

14 107. Defendants L.D.S. CHURCH, PHILLIP and CATHY had knowledge of
15 BUSSEY's history of minor sexual abuse, that PLAINTIFF was within the correct target age
16 of BUSSEY's victims.

17 108. Defendants L.D.S. CHURCH, PHILLIP, and CATHY's actions amounted to
18 having knowingly coerced BUSSEY and PLAINTIFF to travel to Madrid, with intent that
19 BUSSEY engage in sexual activity for which he could be charged with a criminal offence,
20 which PLAINTIFF was victim of.

21 109. The conduct of L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, BUSSEY, and
22 DOES 1-100 was an intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to
23 punitive damages.

24

FOURTH CAUSE OF ACTION

VIOLATION OF STATUTE 18 U.S.C. § 2423(a)

(PLAINTIFF Against All DEFENDANTS and DOES 1-100)

110. PLAINTIFF re-alleges and incorporates by reference herein each allegation contained herein above as though fully set forth and brought in this cause of action.

111. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may bring a civil action against their perpetrator under 18 U.S.C. § 2255.

112. 18 U.S.C. § 2423(a) provides that a person who knowingly transports an individual who has not attained the age of 18 years in interstate or foreign commerce, or in any commonwealth, territory or possession of the United States, with intent that the individual engage in prostitution, or in any sexual activity for which any person can be charged with a criminal offense is in violation of the statute.

113. Any sexual conduct involving a minor qualifies as sexual activity for which a person can be charged with a criminal offense.

114. Defendants L.D.S. CHURCH, PHILLIP, CATHY, and BUSSEY transported PLAINTIFF, by purchasing and facilitating the international travel of both BUSSEY and H.B. from Utah to Madrid, Spain.

115. Defendant L.D.S. CHURCH paid for the flights BUSSEY and H.B. took to travel internationally, impacting intrastate and foreign commerce. Defendant L.D.S. CHURCH also owned the home in which PHILLIP and CATHY stayed in Madrid, where BUSSEY and H.B. stayed, and where BUSSEY sexually abused PLAINTIFF. PHILLIP and CATHY were in Madrid as part of their role within the L.D.S. CHURCH, during which time they planned to bring PERPETRATOR and PLAINTIFF to visit.

1 116. BUSSEY sexually abused PLAINTIFF on this trip, grooming him for further
2 abuse, and fondling him over his clothes.

3 117. Defendants L.D.S. CHURCH, PHILLIP and CATHY had knowledge of
4 BUSSEY's history of minor sexual abuse, that PLAINTIFF was within the correct target age
5 of BUSSEY's victims.

6 118. Defendants L.D.S. CHURCH, PHILLIP, and CATHY's actions amounted to
7 having knowingly transported BUSSEY and PLAINTIFF to Madrid, with intent that BUSSEY
8 engage in sexual activity for which he could be charged with a criminal offence, which
9 PLAINTIFF was victim of.

10 119. The conduct of L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, BUSSEY, and
11 DOES 1-100 was intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to
12 punitive damages.

13 **FIFTH CAUSE OF ACTION**

14 **VIOLATION OF STATUTE 18 U.S.C. § 2423(b)**

15 **(PLAINTIFF Against BUSSEY)**

16 120. PLAINTIFF re-alleges and incorporates by reference herein each allegation
17 contained herein above as though fully set forth and brought in this cause of action.

18 121. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may
19 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

20 122. 18 U.S.C. § 2423(b) provides that a person who travels in interstate commerce
21 or travels into the United States, or a United States citizen or an alien admitted for permanent
22 residence in the United States who travels in foreign commerce, with intent to engage in any
23 illicit sexual conduct with another person will be in violation of the statute.

1 123. 18 U.S.C. § 2423(h) defines intent as any intention to engage in prostitution,
2 sexually activity for which any person can be charged with a criminal offense, or illicit sexual
3 conduct, as applicable at the time of the transportation or travel.

4 124. 18 U.S.C. § 2423(g) defines illicit sexual conduct as (1) a sexual act (as defined
5 in section 2246) with a person under 18 years of age that would be in violation of chapter 109A
6 if the sexual act occurred in the special maritime and territorial jurisdiction of the United States;
7 (2) any commercial sex act (as defined in section 1591) with a person under 18 years of age; or
8 (3) production of child pornography (as defined in section 2256(8)).

9 125. A commercial sex act is any sex act on account of which anything of value is
10 given or received by any person. The term “anything of value” is construed liberally by courts,
11 and the value is subjectively determined according to the party giving or receiving the item.

12 126. Defendant BUSSEY traveled in foreign commerce, from the United States to
13 Madrid, with the intention of engaging in a commercial sex act. H.B., and his family, had been
14 offered free flights to Madrid, as well as free accommodations. BUSSEY also gifted H.B. with
15 trinkets with the intent for him to entice PLAINTIFF to perform sex acts. In doing all the above,
16 BUSSEY traveled in foreign commerce, and provided PLAINTIFF with a benefit for the
17 performance of commercial sex acts.

18 127. BUSSEY’s conduct was an intentional violation of 18 U.S.C. § 1591(a)(1),
19 entitling PLAINTIFF to punitive damages.

20 **SIXTH CAUSE OF ACTION**

21 **VIOLATION OF STATUTE 18 U.S.C. § 2423(c)**

22 **(PLAINTIFF Against BUSSEY)**

23 128. PLAINTIFF re-alleges and incorporates by reference herein each allegation
24 contained herein above as though fully set forth and brought in this cause of action.

1 129. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may
2 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

3 130. 18 U.S.C. § 2423(c) provides that any United States citizen or alien or admitted
4 for permanent residence who travels in foreign commerce or resides, either temporarily or
5 permanently, in a foreign country, and engages in any illicit sexual conduct with another person
6 shall be in violation of this statute.

7 131. 18 U.S.C. § 2423(g) defines illicit sexual conduct as (1) a sexual act (as defined
8 in section 2246) with a person under 18 years of age that would be in violation of chapter 109A
9 if the sexual act occurred in the special maritime and territorial jurisdiction of the United States;
10 (2) any commercial sex act (as defined in section 1591) with a person under 18 years of age; or
11 (3) production of child pornography (as defined in section 2256(8)).

12 132. A commercial sex act is any sex act on account of which anything of value is
13 given or received by any person. The term “anything of value” is construed liberally by courts,
14 and the value is subjectively determined according to the party giving or receiving the item.

15 133. Defendant BUSSEY traveled in foreign commerce, from the United States to
16 Madrid, where he temporarily resided for two weeks.

17 134. Defendant BUSSEY traveled in foreign commerce, from the United States to
18 Madrid, with the intention of engaging in a commercial sex act. H.B., and his family, had been
19 offered free flights and accommodations to Madrid. BUSSEY also gifted H.B. with trinkets
20 with the intent for him to entice PLAINTIFF to perform sex acts. In doing all of the above,
21 BUSSEY traveled in foreign commerce, and temporarily resided in Madrid, and had provided
22 PLAINTIFF with a benefit for the performance of commercial sex acts.

23 135. BUSSEY’s conduct was an intentional violation of 18 U.S.C. § 1591(a)(1),
24 entitling PLAINTIFF to punitive damages.

SEVENTH CAUSE OF ACTION

VIOLATION OF STATUTE 18 U.S.C. § 2423(d)

(PLAINTIFF Against Defendants PHILLIP, CATHY, BUSSEY and DOES 1-100)

136. Plaintiff re-alleges and incorporates by reference herein each allegation contained herein above as though fully set forth and brought in this cause of action.

137. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may bring a civil action against their perpetrator under 18 U.S.C. § 2255.

138. 18 U.S.C. § 2423(d) provides that any citizen of the United states or alien admitted for permanent residence who: (1) is an officer, director, employee, or agent of an organization that affects interstate or foreign commerce; (2) makes use of the mails or any means or instrumentality of interstate or foreign commerce through the connection or affiliation of the person with such organization; and (3) commits an act in furtherance of illicit sexual conduct through the connection or affiliation of the person with such organization, will be in violation of the statute.

139. Defendants PHILLIP, CATHY, BUSSEY, and DOES 1-100 where all officers, directors, employees, and/or agents of L.D.S. CHURCH, an organization that affects interstate or foreign commerce, uses the mail to affect interstate and foreign commerce in their roles within L.D.S. CHURCH. In their roles with L.D.S. CHURCH, Defendants PHILLIP, CATHY, BUSSEY, and DOES 1-100 facilitated and paid for the flight and accommodations of PLAINTIFF and his family, for their trip to Madrid. This act was committed in furtherance of a commercial sex act PLAINTIFF was coerced into performing while in Madrid.

140. The actions of Defendants PHILLIP, CATHY, BUSSEY and DOES 1-100 amounted to having committed acts in furtherance of illicit sexual conduct through their

1 connection or affiliation with L.D.S. CHURCH, an organization that affects interstate or
2 foreign commerce.

3 141. The conduct of PHILLIP, CATHY, BUSSEY, and DOES 1-100 was an
4 intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to punitive damages.

5 **EIGHTH CAUSE OF ACTION**

6 **VIOLATION OF STATUTE 18 U.S.C. § 2423(e)**

7 **(PLAINTIFF Against L.D.S. CHURCH, PHILLIP, CATHY and DOES 1-100)**

8 142. Plaintiff re-alleges and incorporates by reference herein each allegation
9 contained herein above as though fully set forth and brought in this cause of action.

10 143. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may
11 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

12 144. 18 U.S.C. § 2423(e) provides that whoever, for the purpose of commercial
13 advantage or private financial gain, arranges, induces, procures, or facilitates the travel of a
14 person knowing such person is traveling in interstate commerce or foreign commerce with
15 intent to engage in any illicit sexual conduct shall be in violation of the statute.

16 145. 18 U.S.C. § 2423(h) defines intent as any intention to engage in prostitution,
17 sexually activity for which any person can be charged with a criminal offense, or illicit sexual
18 conduct, as applicable at the time of the transportation or travel.

19 146. 18 U.S.C. § 2423(g) defines illicit sexual conduct as (1) a sexual act (as defined
20 in section 2246) with a person under 18 years of age that would be in violation of chapter 109A
21 if the sexual act occurred in the special maritime and territorial jurisdiction of the United States;
22 (2) any commercial sex act (as defined in section 1591) with a person under 18 years of age; or
23 (3) production of child pornography (as defined in section 2256(8)).
24

1 147. Defendants L.D.S. CHURCH, PHILLIP, CATHY, and DOES 1-100, for the
2 purposes of commercial advantage or private financial gain, DOES 1-100 working both for
3 their individual interests and as agents acting on behalf of the L.D.S. CHURCH, arranged,
4 procured, and facilitated the travel of BUSSEY, along with PLAINTIFF H.B. and his family,
5 knowing that BUSSEY was traveling with the intent to engage in illicit sexual conduct.

6 148. Defendant L.D.S. CHURCH, PHILLIP, CATHY, and DOES 1-100 arranged,
7 procured, and facilitated BUSSEY's travel to Madrid. In fact, L.D.S. CHURCH paid for
8 BUSSEY's flight. Furthermore, the property where BUSSEY resided on the trip was a L.D.S.
9 CHURCH owned property. Defendants L.D.S. CHURCH, PHILLIP, CATHY, and DOES 1-
10 100 did so knowing BUSSEY's history of minor sexual abuse and his intent.

11 149. Defendants PHILLIP and CATHY were in Madrid in their positions of Mission
12 Presidents. L.D.S. CHURCH, PHILLIP, CATHY, and DOES 1-100 were benefitting
13 financially from PHILLIP and CATHY's labor. Defendants L.D.S. CHURCH, PHILLIP,
14 CATHY, and DOES 1-100 facilitated BUSSEY's travel to Madrid so that they could continue
15 to benefit financially from PHILLIP and CATHY's labor, by bringing BUSSEY, PLAINTIFF
16 and his family, to them in Madrid they could ensure that PHILLIP and CATHY remained in
17 Madrid and continued to work.

18 150. Defendants L.D.S. CHURCH, PHILLIP, CATHY and DOES 1-100's actions
19 amounted to having, for the purpose of commercial advantage or private financial gain,
20 arranging, procuring, and facilitating the travel of BUSSEY, knowing that he was traveling in
21 foreign commerce with intent to engage in illicit sexual conduct.

22 151. The conduct of L.D.S. CHURCH, PHILLIP, CATHY, and DOES 1-100 was an
23 intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to punitive damages.

NINTH CAUSE OF ACTION

NEGLIGENCE

(PLAINTIFF Against All DEFENDANTS and DOES 1-100)

152. PLAINTIFF re-alleges and incorporates by reference herein each allegation contained herein above as though fully set forth and brought in this cause of action.

153. Defendants are persons or entities who owed a duty of care to PLAINTIFF or had a duty to control the conduct of the perpetrator, BUSSEY, by way of the special relationship existing between those individuals.

154. Defendants knew or should have known of PERPERATOR's misconduct and inappropriate sexual behavior towards other children and towards PLAINTIFF.

155. Despite having knowledge of the misconduct, Defendants and DOES 1-100 failed to take adequate preventative action to control the conduct, failed to warn, report, and/or confront PLAINTIFF regarding the abuse, despite having a legal duty to do so.

156. As a result of the negligence of Defendants and DOES 1-100, PLAINTIFF was sexually abused by PERPETRATOR.

157. Had Defendants fulfilled the duties and responsibilities owed to PLAINTIFF on the special relationship Defendants had with minor PLAINTIFF, he would not have been subject to most of the misconduct against him.

158. As a direct and legal result of this conduct, PLAINTIFF suffered severe and permanent injuries, including, but not limited to, physical and mental pain and suffering, severe emotional distress, psychological harm, physical injuries, past and future costs of medical care and treatment, and past and future loss of earning capacity, and other damages, in an amount not yet ascertained, but which exceeds the minimum jurisdiction limits of this Court.

1 **TENTH CAUSE OF ACTION**

2 **SEXUAL ASSAULT OF A MINOR**

3 **(PLAINTIFF Against BUSSEY)**

4 159. PLAINTIFF re-alleges and incorporates by reference herein each allegation
5 contained herein above as though fully set forth and brought in this cause of action.

6 160. In 2014, BUSSEY sexually abused and assaulted PLAINTIFF, who was six
7 months old at the time.

8 161. In 2019, BUSSEY sexually abused and assaulted PLAINTIFF, while they were
9 in Madrid.

10 162. In 2020, BUSSEY further sexually assaulted and abused PLAINTIFF.

11 163. In 2023, BUSSEY again sexually assaulted and abused PLAINTIFF.

12 164. As a legal result of the foregoing, PLAINTIFF was injured in health, strength
13 and activity, sustaining bodily injuries and shock and injury to his nervous system and person,
14 all of which caused and continues to cause PLAINTIFF great mental, physical and nervous
15 pain and suffering.

16 165. As a further result of the wrongful acts of PERPETRATOR, PLAINTIFF has
17 incurred economic damages, including medical care and treatment costs.

18 166. PLAINTIFF has thereby sustained damages in an amount in excess of the
19 minimum jurisdictional limits of this Court.

20 167. BUSSEY's conduct was wonton, malicious, willful and/or cruel, entitling
21 PLAINTIFF to punitive damages.

22 **ELEVENTH CAUSE OF ACTION**

23 **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**

24 **(PLAINTIFF against All DEFENDANTS and DOES 1-100)**

1 168. PLAINTIFF re-alleges and incorporates by reference herein each allegation
2 contained herein above as though fully set forth and brought in this cause of action.

3 169. Acting with knowledge of their superior position and special relationship with
4 PLAINTIFF and realizing PLAINTIFF's special susceptibility to emotional distress due to his
5 age, inexperience, and vulnerability, PHILLIP, CATHY and DOES 1-100, proceeded to use
6 their positions of authority within L.D.S. CHURCH to coerce PLAINTIFF's father into
7 allowing BUSSEY into his home, so that he could force PLAINTIFF into engage in unlawful
8 sex acts. PERPETRATOR used force and threat of violence against PLAINTIFF to force him
9 to engage in unlawful sex acts.

10 170. PHILLIP, CATHY, and PEREPTRATOR's acts were intentional, willful,
11 oppressive, and maliciously done for the purpose of causing PLAINTIFF to suffer emotional
12 harm, mental anguish, and emotional distress or with reckless disregard for the likelihood that
13 he would cause PLAINTIFF such distress.

14 171. Furthermore, when BUSSEY himself did report his history of abuse within
15 L.D.S. CHURCH to Bishop LYMAN, LYMAN did nothing and proceeded to use his authority
16 within L.D.S. CHURCH to ordain BUSSEY, regardless.

17 172. LYMAN, acting as an agent on behalf of L.D.S. CHURCH, when he received
18 notice of BUSSEY's history of sexual abuse, intentionally and maliciously decided to hide his
19 abuse, and ordain BUSSEY anyways, giving him more authority, leadership, and unfettered
20 access to children, including PLAINTIFF, intentionally causing PLAINTIFF to suffer
21 emotional harm, humiliation, mental anguish, and emotional distress, or with reckless disregard
22 for the likelihood that it would cause PLAINTIFF such distress.

23 173. As a direct and legal result of CATHY, PHILLIP, LYMAN and
24 PERPETRATOR's actions and misconduct, PLAINTINFF has been damaged, emotionally and

1 physically, and otherwise, all to PLAINTIFF's special and general damages, in amounts not
2 yet ascertained, but which exceeds the minimum jurisdiction of this Court.

3 174. The conduct of L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, BUSSEY,
4 and DOES 1-100 was wonton, malicious, willful and/or cruel, entitling PLAINTIFF to
5 punitive damages.

6 **PRAYER FOR RELIEF**

7 WHEREFORE, Plaintiff, H.B., prays for judgment against Defendants
8 PERPETRATOR BUSSEY, L.D.S. CHURCH, its employees and/or agents, PHILLIP,
9 CATHY, LYMAN, and DOES 1-100, and each of them as follows:

10 1. As to Cause of Action 1 and all DEFENDANTS and DOES 1-100, damages to the
11 PLAINTIFF according to proof as applicable:

- 12 a. Past and future medical and care expenses of PLAINTIFF;
- 13 b. Other economic loss;
- 14 c. Non-economic loss according to proof:
 - 15 i. Compensation for physical pain and discomfort;
 - 16 ii. Compensation for flight, nervousness, anxiety, worry, and
 - 17 apprehension;
- 18 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
- 19 e. Reasonable costs to the PLAINTIFF as provided by law;
- 20 f. Attorney's fees pursuant to 18 § 1595(a);

21 2. As to Cause of Action 2 and all DEFENDANTS and DOES 1-100, damages to the
22 PLAINTIFF according to proof as applicable:

- 23 a. Past and future medical and care expenses of PLAINTIFF;
- 24 b. Other economic loss;
- c. Non-economic loss according to proof:
 - i. Compensation for physical pain and discomfort;

1 ii. Compensation for flight, nervousness, anxiety, worry, and
2 apprehension;

3 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;

4 e. Reasonable costs to the PLAINTIFF as provided by law;

5 f. Attorney's fees pursuant to 18 § 2255;

6 3. As to Cause of Action 3 and all DEFENDANTS and DOES 1-100, damages to the
7 PLAINTIFF according to proof as applicable:

8 a. Past and future medical and care expenses of PLAINTIFF;

9 b. Other economic loss;

10 c. Non-economic loss according to proof:

11 i. Compensation for physical pain and discomfort;

12 ii. Compensation for flight, nervousness, anxiety, worry, and
13 apprehension;

14 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;

15 e. Reasonable costs to the PLAINTIFF as provided by law;

16 f. Attorney's fees pursuant to 18 § 2255;

17 4. As to Cause of Action 4 and all DEFENDANTS and DOES 1-100, damages to the
18 PLAINTIFF according to proof as applicable:

19 a. Past and future medical and care expenses of PLAINTIFF;

20 b. Other economic loss;

21 c. Non-economic loss according to proof:

22 i. Compensation for physical pain and discomfort;

23 ii. Compensation for flight, nervousness, anxiety, worry, and
24 apprehension;

d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;

e. Reasonable costs to the PLAINTIFF as provided by law;

f. Attorney's fees pursuant to 18 § 2255;

1 5. As to Cause of Action 5 and PAYDAN BUSSEY, damages to the PLAINTIFF
2 according to proof as applicable:

- 3 a. Past and future medical and care expenses of PLAINTIFF;
4 b. Other economic loss;
5 c. Non-economic loss according to proof:
6 i. Compensation for physical pain and discomfort;
7 ii. Compensation for flight, nervousness, anxiety, worry, and
8 apprehension;
9 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
10 e. Reasonable costs to the PLAINTIFF as provided by law;
11 f. Attorney's fees pursuant to 18 § 2255;

12 6. As to Cause of Action 6 and PAYDAN BUSSEY, damages to the PLAINTIFF
13 according to proof as applicable:

- 14 a. Past and future medical and care expenses of PLAINTIFF;
15 b. Other economic loss;
16 c. Non-economic loss according to proof:
17 i. Compensation for physical pain and discomfort;
18 ii. Compensation for flight, nervousness, anxiety, worry, and
19 apprehension;
20 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
21 e. Reasonable costs to the PLAINTIFF as provided by law;
22 f. Attorney's fees pursuant to 18 § 2255;

23 7. As to Cause of Action 7 and to all PHILLIP BUSSEY, CATHY BUSSEY, PAYDAN
24 BUSSEY, and DOES 1-100, damages to the PLAINTIFF according to proof as
applicable:

- a. Past and future medical and care expenses of PLAINTIFF;
b. Other economic loss;

- 1 c. Non-economic loss according to proof:
 - 2 i. Compensation for physical pain and discomfort;
 - 3 ii. Compensation for flight, nervousness, anxiety, worry, and
 - 4 apprehension;
 - 5 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
 - 6 e. Reasonable costs to the PLAINTIFF as provided by law;
 - 7 f. Attorney's fees pursuant to 18 § 2255;

8 8. As to Cause of Action 8 and all L.D.S. CHURCH, PHILLIP BUSSEY, CATHY
9 BUSSEY, and DOES 1-100, damages to the PLAINTIFF according to proof as
10 applicable:

- 11 a. Past and future medical and care expenses of PLAINTIFF;
- 12 b. Other economic loss;
- 13 c. Non-economic loss according to proof:
 - 14 i. Compensation for physical pain and discomfort;
 - 15 ii. Compensation for flight, nervousness, anxiety, worry, and
 - 16 apprehension;
 - 17 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
 - 18 e. Reasonable costs to the PLAINTIFF as provided by law;
 - 19 f. Attorney's fees pursuant to 18 § 2255;

20 9. As to Cause of Action 9 and all DEFENDANTS and DOES 1-100, damages to the
21 PLAINTIFF according to proof as applicable:

- 22 a. Past and future medical and care expenses of PLAINTIFF;
- 23 b. Other economic loss;
- 24 c. Non-economic loss according to proof:
 - i. Compensation for physical pain and discomfort;
 - ii. Compensation for flight, nervousness, anxiety, worry, and
 - apprehension;

- d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
- e. Reasonable costs to the PLAINTIFF as provided by law;
- f. Attorney's fees pursuant to 18 § 2255;

10. As to Count 10 for an award of special (economic) and general (non-economic) damages according to proof.

11. As to Count 11 for an award of special (economic) and general (non-economic) damages according to proof.

12. As to Count 1 and all DEFENDANTS and DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. § 1591(a)(1), 1595, awarding PLAINTIFF punitive damages.

13. As to Count 2 and all DEFENDANTS and DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2421, awarding PLAINTIFF punitive damages.

14. As to Count 3 and all DEFENDANTS and DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2422, awarding PLAINTIFF punitive damages.

15. As to Count 4 and all DEFENDANTS and DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2423(a), awarding PLAINTIFF punitive damages.

16. As to Count 5 and BUSSEY, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2423(b), awarding PLAINTIFF punitive damages.

17. As to Count 6 and BUSSEY, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2423(c), awarding PLAINTIFF punitive damages.

18. As to Count 7 and PHILLIP BUSSEY, CATHY BUSSEY, PAYDAN BUSSEY, and DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2423(d), awarding PLAINTIFF punitive damages.

1 19. As to Count 8 and L.D.S. CHURCH, PHILLIP BUSSEY, CATHY BUSSEY, and
2 DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a)
3 and 2423(e), awarding PLAINTIFF punitive damages.

4 20. As to Count 9 and all DEFENDANTS and DOES 1-100, by virtue of wanton, malicious,
5 willful, and/or cruel conduct, awarding PLAINTIFF punitive damages.

6 21. As to Count 11 and all DEFENDANTS, and DOES 1-100, by virtue of wanton,
7 malicious, willful, and/or cruel conduct, awarding PLAINTIFF punitive damages.

8 DATED: January 30, 2025

9 ROGERS & COVER, PLLC

10 /s/ James S. Rogers
11 James S. Rogers, WSBA #5335

12 /s/ Heather M. Cover
13 Heather Cover, WSBA #52146

14 Attorneys for Plaintiff

15 705 Second Avenue, Suite 1500
16 Seattle, WA 98104
17 Telephone: (206) 621-8525
18 E-mail: jsr@jsrogerslaw.com
19 E-mail: heather@jsrogerslaw.com

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF JESUS CHRIST OF LATTER-DAY
SAINTS, ET AL.

Defendant(s)

Civil Action No. 2:25-cv-00197

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF JESUS CHRIST OF LATTER-DAY
SAINTS, ET AL.

Defendant(s)

Civil Action No. 2:25-cv-00197

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) PAYDAN BUSSEY

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF JESUS CHRIST OF LATTER-DAY
SAINTS, ET AL.

Defendant(s)

Civil Action No. 2:25-cv-00197

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) THAYNE LYMAN

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF JESUS CHRIST OF LATTER-DAY
SAINTS, ET AL.

Defendant(s)

Civil Action No.2:25-cv-00197

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) PHILLIP BUSSEY

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF JESUS CHRIST OF LATTER-DAY
SAINTS, ET AL.

Defendant(s)

Civil Action No. 2:25-cv-00197

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) CATHY BUSSEY

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Western District of Washington

H.B., by and through his guardian ad litem
BRANDON BUSSEY

Plaintiff(s)

v.

THE CHURCH OF JESUS CHRIST OF LATTER-DAY
SAINTS, ET AL.

Defendant(s)

Civil Action No. 2:25-cv-00197

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) DOES 1-100

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES S. ROGERS / HEATHER M. COVER
ROGERS & COVER, PLLC
705 2nd Ave., Ste. 1500
Seattle, Washington 98104
Telephone: (206) 621-8525/Facsimile: (206) 223-8224
E-mail: jsr@jsrogerslaw.com; heather@jsrogerslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

H.B., by and through his guardian ad litem
BRANDON BUSSEY,

Plaintiff,

vs.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN
BUSSEY, THAYNE LYMAN, PHILLIP
BUSSEY, CATHY BUSSEY, and DOES 1-
100, INCLUSIVE,

Defendants.

CASE NO. 2:25-cv-00197

**FIRST AMENDED COMPLAINT FOR
DAMAGES**

- 1. VIOLATION OF THE
TRAFFICKING VICTIMS
PROTECTION ACT 18 U.S.C. § 1591
AND 1595(a)**
- 2. VIOLATION OF STATUTE 18
U.S.C. § 2421**
- 3. VIOLATION OF STATUTE 18
U.S.C. § 2422**
- 4. VIOLATION OF STATUTE 18
U.S.C. § 2423(a)**
- 5. VIOLATION OF STATUTE 18
U.S.C. § 2423(b)**
- 6. VIOLATION OF STATUTE 18
U.S.C. § 2423(c)**
- 7. VIOLATION OF STATUTE 18
U.S.C. § 2423 (d)**
- 8. VIOLATION OF STATUTE 18
U.S.C. § 2423 (e)**
- 9. NEGLIGENCE**
- 10. SEXUAL ASSAULT OF A MINOR**
- 11. INTENTIONAL INFLICTION OF
EMOTIONAL DISTRESS**

JURY DEMAND

COMES NOW, Plaintiff H.B., by and through his attorneys, Rogers & Cover, PLLC,
and hereby complains and alleges against Defendants THE CHURCH OF JESUS CHRIST OF

1 LATTER-DAY SAINTS (a corporation), PAYDAN BUSSEY (an individual), PHILLIP
2 BUSSEY (an individual), CATHY BUSSEY (an individual), THAYNE LYMAN (an
3 individual), and DOES 1 through 100, inclusive (“Defendants”) as follows:

4 **INTRODUCTION**

5 1. Defendant Paydan Bussey (“BUSSEY” or “PERPETRATOR”) had a history of
6 sexual abuse before abusing H.B. (“H.B.,” or “PLAINTIFF”).

7 2. Defendant Phillip Bussey (“PHILLIP”) was a high ranking member of THE
8 CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, in the Duthie Hill ward in
9 Washington from 2010.

10 3. In 2012, while living in the Seattle area of Washington, BUSSEY was
11 investigated by police for allegations of sexual abuse relating to an incident at a swim meet. He
12 was later charged and convicted. As a result, he was required to register as a sex offender.

13 4. In late 2014, when living in Washington BUSSEY molested then infant, H.B.

14 5. In January 2015, while he was still a registered sex offender in both Washington
15 and Utah, BUSSEY met with Bishop Thayne Lyman (“LYMAN”) to become ordained into the
16 priesthood. In order to become ordained, BUSSEY would have had to confess his history of
17 sexually abusing minors to LYMAN.

18 6. THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS (“L.D.S.
19 CHURCH”) was on notice of BUSSEY’s previous predatory behavior and still allowed
20 BUSSEY to play with, and be around, other children unsupervised. BUSSEY also continued to
21 reside with PHILLIP and Defendant Cathy Bussey (“CATHY”) in their home, where they
22 continued to open their home to members of the L.D.S. CHURCH, including young children
23 who were coming to receive blessings from PHILLIP in his role as a leader within the L.D.S.
24 CHURCH.

1 7. In early 2018, PHILLIP was called to be a Mission President, along with his
2 wife CATHY, in Madrid, Spain.

3 8. When in Madrid, PHILLIP and CATHY were residing at a home that was owned
4 by the L.D.S. CHURCH. It was a mission home where PHILLIP and CATHY were staying as
5 a part of their leadership roles within the L.D.S. CHURCH. Missionaries were often in and out
6 of the home, and PHILLIP and CATHY used the property as a way to further the goal and
7 mission of the L.D.S. CHURCH.

8 9. In December 2019, PHILLIP and CATHY invited H.B., his family, and
9 BUSSEY, to visit their home in Madrid, to see their Mission work, and spend Christmas and
10 New Year with them. All the tickets were purchased and paid for by the L.D.S. CHURCH.

11 10. While in Madrid, BUSSEY began grooming H.B., for further sexual abuse, and
12 sexually abusing him. BUSSEY began to touch H.B. inappropriately, fondling him over his
13 clothes.

14 11. After the abuse took place in Madrid, BUSSEY began texting H.B. individually,
15 teaching him how to delete his text messages, so that H.B.'s parents did not learn of the
16 grooming behavior and abuse.

17 12. In 2020, while BUSSEY was attending school in Utah, he would often come
18 and visit H.B. and his family at their home in Utah. PERPETRATOR would come to stay for
19 the weekend, sometimes PHILLIP and CATHY coordinated the stays, despite their knowledge
20 of his history of sexually abusing young children.

21 13. During his visits from early 2020 through the summer of 2020, BUSSEY would
22 sexually abuse PLAINTIFF. The abuse escalated from fondling over the clothes to fondling
23 H.B. while both BUSSEY and H.B. were naked and making H.B. fondle BUSSEY while both
24

1 BUSSEY and H.B. were naked. The abuse continued to escalate until BUSSEY began to coerce
2 H.B. into orally copulating him and performing oral copulation on PLAINTIFF.

3 14. In May 2023, PERPETRATOR sexually abused H.B. when he was 8 years old.
4 While staying at H.B.'s home, BUSSEY required H.B. to perform oral copulation on him
5 before BUSSEY then performed oral copulation on H.B. BUSSEY took photos of these
6 interactions and told H.B. that he was going to send them to a friend. During one of these
7 instances, BUSSEY had restrained and pinned down H.B. while they were in a blanket fort. As
8 a result of this abuse, BUSSEY is facing criminal charges in Utah: three counts of sodomy on
9 a child, one count of kidnapping of a child, and sexual abuse of a child.

10 **JURISDICTION AND VENUE**

11 15. The Court properly has subject matter jurisdiction to hear civil claims brought
12 pursuant to 18 U.S.C. §§ 1595 and 2255.

13 16. Venue in this Court is proper pursuant to 28 § U.S.C. § 1391 in that a substantial
14 part of the events or omissions giving rise to the claims asserted herein occurred in this District,
15 and Defendants are subject to personal jurisdiction in this District.

16 17. Jurisdiction and venue in this country and division is proper because substantial
17 parts of the events giving rise to the following causes of action, which are described below,
18 occurred in Washington. Venue is proper because substantial parts of the damage caused to
19 PLAINTIFF as herein alleged occurred in Bothell, Washington.

20 **THE PARTIES**

21 18. Plaintiff H.B. is 10 years old. PLAINTIFF resided in Bothell, Washington
22 beginning in 2014. PLAINTIFF then moved to Utah. As a minor PLAINTIFF was the victim
23 of unlawful sexual assault and molestation by BUSSEY.

1 19. THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS (“L.D.S.
2 CHURCH”), is and was at all relevant times herein mentioned, the religious entity, located at
3 26529 Southeast Duthie Hill Road, Issaquah, State of Washington, 98029. L.D.S. CHURCH
4 is a corporation duly organized and operating pursuant to the laws of the State of Utah. L.D.S.
5 CHURCH operates meeting houses, congregations, and temples within the state of
6 Washington. L.D.S. CHURCH does business and conducts continuous and systemic activities
7 in Washington. The L.D.S. CHURCH’s principal place of business is 50 East North Temple,
8 Floor 20, Salt Lake City, State of Utah 84150. The L.D.S. CHURCH is registered to do business
9 in California, and the presiding Bishop serves at the pleasure of and subject to the direct and
10 absolute control of L.D.S. CHURCH. L.D.S. CHURCH is divided into wards, stakes and areas.

11 20. Defendant PAYDEN BUSSEY (“BUSSEY”), at all relevant times, was a
12 Washington resident, and was a member of L.D.S. CHURCH.

13 21. Defendant PHILIP BUSSEY (“PHILIP”), at all relevant times was a
14 Washington resident, and was a leader, and member, of L.D.S. CHURCH.

15 22. Defendant CATHY BUSSEY (“CATHY”), at all relevant times was a
16 Washington resident, and was a member of the L.D.S. CHURCH.

17 23. Defendant THAYNE LYMAN (“LYMAN”), at all relevant times was a
18 Washington resident, and was a member of the L.D.S. CHURCH.

19 24. The Defendants each assumed responsibility for the well-being of L . D . S .
20 CHURCH members, whether as clergy or volunteers appointed by L.D.S. CHURCH. In their
21 capacities as Bishop, and other positions such as Stake President, Relief Society President,
22 Mission President, Stake Patriarch, visiting teacher, Sunday School and Primary School
23 teacher, the individual Defendants were held out by the Church as its agents and placed in
24 positions of responsibility and authority over L.D.S. CHURCH members. As a result, they each

1 had a special relationship with members of the congregation, including the minor PLAINTIFF.
2 This relationship gave rise to a duty to protect members of the congregation, including the
3 minor PLAINTIFF, from a foreseeable risk of harm. At all relevant times, L.D.S. CHURCH
4 assumed special responsibilities towards its members, including having a disciplinary and red
5 flagging system meant to identify and track sexual predators and other dangerous individuals
6 within the membership in order to protect innocent child members from the harm they might
7 inflict.

8 25. L.D.S. CHURCH's income comes from member tithes which are turned over to
9 the L.D.S. CHURCH for investment and other uses, including support of the administrative
10 expenditures of the L.D.S. CHURCH's wards, stakes, and areas. The L.D.S. CHURCH does
11 not provide information about their finances to their members or the public. Upon information
12 and belief, L.D.S. CHURCH receives more than seven (7) billion dollars a year in tithing from
13 its members. Upon information reported publicly in the media, L.D.S. CHURCH owns
14 financial assets and real estate in excess of 200 billion dollars.

15 26. The true names and capacities, whether individual, plural, corporate partnership,
16 associate or otherwise, of Defendants DOES 1-100, inclusive, are unknown to PLAINTIFF
17 H.B. at this time, who therefore sues said Defendants by such fictitious names. PLAINTIFF is
18 informed and believes and thereupon alleges that each of the Defendants fictitiously named
19 herein as a DOE is legally responsible, negligently or in some other actionable manner, for the
20 events and happenings alleged hereinafter. PLAINTIFF further alleges that the acts and
21 omissions of said Defendants were the legal cause of the injury to PLAINTIFF and the resulting
22 injury and damages to PLAINTIFF H.B. PLAINTIFF will amend this Complaint to assert true
23 names and/or capacities of such fictitiously named Defendants when they have been
24 ascertained.

1 27. PLAINTIFF is informed and believes and thereupon alleges that, at all times
2 mentioned herein, Defendants were the agents, servants, employees, successors-in-interest
3 and/or joint ventures of their co-defendants and were as such acting within the purpose, course,
4 scope and/or authority of said agency, employment, successor-in-interest and/or joint venture
5 and that each and every Defendant as aforesaid was acting as principal and was negligent in
6 the selection and hiring and retention of each and every Defendant as an agent, employee,
7 successor-in-interest, and/or joint venture.

8 28. All of the acts, conduct and nonfeasance herein carried out by each and every
9 representative, employee and/or agent of each and every corporate business Defendant, and
10 was authorized, ordered, and directed by their respective Defendant's corporate or business
11 employers, officers, directors and/or managing agents; that in addition thereto, said corporate
12 or business employers, officers, directors and/or managing agents had advanced knowledge of,
13 authorized and participated in the herein described acts, conduct and nonfeasance of their
14 representatives, employees, agents and each of them; and in addition thereto, upon the
15 completion of aforesaid acts, conduct and nonfeasance of the employees and agents, the
16 aforesaid corporate and business employers, officers, directors and/or managing agents,
17 respectively ratified, accepted to the benefits of, condoned and approved of each and all said
18 acts, conduct or nonfeasance of their co-employees and/or agents.

19 **STATUTE OF LIMITATIONS**

20 29. Federal cause of action one is timely brought pursuant to 18 U.S.C. § 1595,
21 subdivision (a)-(c) and any other applicable statute. The misconduct against PLAINTIFF
22 began in 2014 and continued through 2023, during which, at all times, PLAINTIFF was a
23 minor child under the age of 18. At the time of filing this complaint PLAINTIFF H.B. is 10
24

1 years old, thus within the statute of limitations for sexual abuse as outlined in 18 U.S.C.
2 §1595(a)-(c). As such, PLAINTIFF’s complaint is timely.

3 30. Furthermore, federal causes of actions one through eight are timely brought
4 pursuant to 18 U.S.C. § 2255(b) and any other applicable statute. 18 U.S.C. § 2255(b) states
5 that there shall be no time limit for the filing of a complaint commencing under the section.
6 As such, PLAINTIFF’s complaint is timely.

7 31. State law causes of action nine through eleven are timely brought pursuant to
8 Revised Code of Washington (“RCW”) § 4.16.340(1), subdivision (a)-(c) and any other
9 applicable statute. The misconduct against PLAINTIFF began in 2014 and continued through
10 2023, during which, at all times, PLAINTIFF was a minor child under the age of 18. At the
11 time of filing this complaint PLAINTIFF H.B. is 10 years old, thus within the statute of
12 limitations for child sexual abuse as outlined in RCW § 4.16.340(1)(a)-(c). As such,
13 PLAINTIFF’s complaint is timely.

14 **FACTUAL ALLEGATIONS**

15 **(Common to All Causes of Action)**

16 32. Defendant Paydan Bussey (“BUSSEY” or “PERPETRATOR”) had a history of
17 sexual abuse before abusing H.B. (“H.B.” or “PLAINTIFF”).

18 33. In 2010, Phillip Bussey (“PHILLIP”) was called to be a part of the Area Seventy.
19 Prior to 2010, PHILLIP had been serving as President of the Bellevue Washington Stake. Prior
20 to that, PHILLIP had been a Bishop in the Duthie Hill Ward and Stake Mission President.

21 34. In 2012, while living in the Seattle area of Washington, BUSSEY was
22 investigated by police for allegations of sexual abuse relating to an incident at a swim meet. He
23 was later charged and convicted. As a result of his conviction BUSSEY was required to go to
24 therapy, put on probation, and required to register as a sex offender.

1 35. In late 2014, when living in Washington, BUSSEY molested, then infant, H.B.

2 36. In late 2014, or early 2015, Cathy Bussey (“CATHY”) and PHILLIP, informed
3 H.B.’s father that BUSSEY had inappropriately touched H.B. but did not provide more
4 information and indicated that it was a one-time mistake BUSSEY made while going through
5 a phase of confusion.

6 37. During the period when BUSSEY first abused H.B., as an infant, the abuse took
7 place in PHILLIP and CATHY’s home in Bothell, Washington. During this time, H.B. was left
8 in PHILLIP and CATHY’s care, PHILLIP and CATHY then left H.B. unsupervised with
9 BUSSEY in their home, despite knowing of his history of sexually abusing minors.

10 38. While still on probation in Washington, CATHY and PHILLIP sent BUSSEY
11 to a residential treatment program in Utah, that was staffed by members of the L.D.S.
12 CHURCH. BUSSEY also began attending school in Utah. As a result of his moving to attend
13 school while still under the registration requirement for his Washington conviction, BUSSEY
14 was also required to register as a sex offender in Utah.

15 39. In January 2015, while he was still a registered sex offender in both Washington
16 and Utah, BUSSEY met with Bishop Thayne Lyman (“LYMAN”) to become ordained into the
17 priesthood. In order to become ordained, BUSSEY would have had to confess his history of
18 sexually abusing minors to LYMAN.

19 40. During this time, when BUSSEY was on probation, PHILLIP was a member of
20 the Seventy in L.D.S. CHURCH. The Seventy are the layer between the local L.D.S. CHURCH
21 administration and the general L.D.S. CHURCH administration. CATHY and PHILLIP had
22 been in communication with senior leadership in L.D.S. CHURCH members in the first or
23 second quorum of the Seventy. CATHY and PHILLIP consulted with these leaders in the
24 L.D.S. CHURCH about BUSSEY’s conduct, as well as his criminal case and how to proceed.

1 In fact, BUSSEY’s criminal conviction, probation, and registration requirements were active
2 barriers to PHILLIP pursuing his calling of Mission President in Spain. PHILLIP was not able
3 to go to Madrid to fulfill his calling as Mission President until BUSSEY’s criminal case and
4 his requirements were all resolved.

5 41. After the two years of BUSSEY’s registration requirement had passed, and per
6 Washington’s legislation for minor offenders, BUSSEY was eligible for his registration
7 requirement to be removed and for his case to be sealed. PHILLIP and CATHY hired an
8 attorney who helped petition to get BUSSEY removed from the Washington sex offender
9 registry list, and to get his case sealed. Once they had succeeded in doing so in late 2017,
10 PHILLIP and CATHY then worked tirelessly to get BUSSEY removed from the Utah sex
11 offender registry and were successfully able to get him removed shortly after.

12 42. Upon information and belief, L.D.S. CHURCH failed to investigate or
13 excommunicate BUSSEY in relation to the allegations of sexual abuse brought to them by
14 CATHY and PHILLIP and the criminal charges against him for abusing PLAINTIFF, and his
15 other victims.

16 43. L.D.S. CHURCH was on notice of BUSSEY’s previous predatory behavior and
17 still allowed BUSSEY to play with, and be around, other children unsupervised. BUSSEY also
18 continued to reside with CATHY and PHILLIP in their home, where they continued to open
19 their home to members of the L.D.S. CHURCH, including young children who were coming
20 to receive blessings from PHILLIP in his leadership role in the L.D.S. CHURCH.

21 44. In early 2018, PHILLIP was called to be a Mission President, along with this
22 wife CATHY, in Madrid. Prior to being called into this role, CATHY had been a ward Relief
23 Society President.

24

1 45. When in Madrid, PHILLIP and CATHY were staying at a home that was owned
2 by the L.D.S. CHURCH, which was a mission home where PHILLIP and CATHY were
3 residing as a part of their leadership roles within the L.D.S. CHURCH. Missionaries were often
4 in and out of the home, and PHILLIP and CATHY used the property as a way to further the
5 goal and mission of the L.D.S. CHURCH.

6 46. In December, 2019, PHILLIP and CATHY invited H.B., his family, and
7 BUSSEY, to visit their home in Madrid, to see their Mission work, and spend Christmas and
8 New Years with them. All the tickets were purchased and paid for by the L.D.S. CHURCH.

9 47. While in Madrid, BUSSEY began grooming H.B., for further sexual abuse, and
10 sexually abusing him. BUSSEY began to touch H.B. inappropriately, fondling him over his
11 clothes.

12 48. After the sexual abuse took place in Madrid, BUSSEY began texting H.B.,
13 individually, teaching him how to delete his text messages, so that H.B.'s parents did not learn
14 of the grooming behavior and abuse.

15 49. In 2020, while BUSSEY was attending school in Utah, he would often come
16 and visit H.B. and his family at their home in Utah. PERPETRATOR would come stay for the
17 weekend, PHILLIP and CATHY sometimes coordinated these stays, despite their knowledge
18 of his history of sexually abusing young children, including PLAINTIFF.

19 50. When he came to visit, PERPETRATOR would often get gifts and trinkets for
20 both H.B. and his sister. In order to throw off suspicion of his gifts to PLAINTIFF BUSSEY
21 would also purchase sheets and blankets for the purpose of creating blanket forts to play with
22 H.B. All of these items were paid for by PHILLIP and CATHY via the L.D.S. CHURCH, as
23 BUSSEY did not have a steady source of income.

24

1 51. During his visits from early 2020 through summer of 2020, BUSSEY would
2 sexually abuse H.B. The sexual abuse escalated from fondling over the clothes, to fondling
3 H.B. when he was naked, and making H.B. fondle him when he was naked. The sexual abuse
4 continued to escalate, until BUSSEY began to coerce H.B. into orally copulating him and
5 performing oral copulation on PLAINTIFF.

6 52. The oral copulation often times took place in the blanket forts that BUSSEY
7 would make with PLAINTIFF, using sheets and items he had purchased for the purpose of
8 creating the forts.

9 53. In May 2023, PERPETRATOR sexually abused H.B. when he was 8 years old.
10 While staying at H.B.'s home, BUSSEY required H.B. to perform oral copulation on him
11 before BUSSEY then performed oral copulation on H.B. BUSSEY took photos of these
12 interactions and told H.B. that he was going to send them to a friend. During one of these
13 instances BUSSEY had restrained and pinned down H.B. while they were in a blanket fort. As
14 a result of this sexual abuse, BUSSEY is facing criminal charges in Utah: three counts of
15 sodomy on a child, one count of kidnapping of a child, and sexual abuse of a child.

16 54. L.D.S. CHURCH hid BUSSEY's predatory behavior and history, in order to
17 seek favor with his family. At the time BUSSEY was first charged with child sexual abuse,
18 PHILLIP was a member of the Seventy, which holds a high level of authority within the L.D.S.
19 CHURCH. When PERPETRATOR sexually abused PLAINTIFF in summer of 2023, PHILLIP
20 had been elevated to the position of Stake Patriarch within L.D.S. CHURCH.

21 55. The repeated incidents of sexual abuse and continued exposure to his abuser
22 caused PLAINTIFF pain and suffering, both physically as a result of the assaults and
23 molestation, as well as psychologically.

1 56. PLAINTIFF is informed and believes and thereupon alleges, that, at all times
2 herein mentioned, Defendants knew or should have known that PERPETRATOR was abusing
3 minor PLAINTIFF, and that Defendants failed to take reasonable steps to protect him.

4 57. L.D.S. CHURCH maintains a pattern and practice of concealing sexual abuse
5 from the authorities and its members as to the threat its clergy members pose. Additionally,
6 L.D.S. CHURCH maintains a pattern and practice of signaling to its members that they should
7 conceal and/or fail to report sexual abuse as to keep “the Church from being inappropriately
8 implicated in legal matters” *See President Russell M. Nelson Letter* (August 4, 2021). Through
9 this policy of concealment, L.D.S. CHURCH ratifies abusive conduct, perpetuating a culture
10 of concealment and encouraging a lack of cooperation among Church members with law
11 enforcement.

12 58. The Stake President and Bishops Handbook states as follows: “[i]n instances of
13 abuse, the first responsibility of the Church is to assist those who have been abused, and to
14 protect those who may be vulnerable to future abuse.” In conjunction with this doctrine, Utah’s
15 Supreme Court has characterized the Helpline as, “a 1-800 number that bishops and other
16 Church clergy can call when they become aware of possible abuse. The Help Line is available
17 24 hours a day, 365 days as year and is staffed by legal and counseling professionals who
18 ‘provide guidance to the bishop in how to protect the [victim] from further abuse, and how to
19 deal with the complex emotional, psychological, and legal issues that must be addressed in
20 order to protect the victim.’” *MacGregor v. Walker*, 2014 UT 2 ¶2,322 P.3d 706,707 (2014)
21 [internal citation omitted in original].

22 59. In reality, L.D.S. CHURCH staffs the Helpline with attorneys of Kirton
23 McConkie, one of the largest law firms in the State of Utah. Rather than notifying law
24 enforcement or other government authorities when Bishops and other L.D.S. CHURCH clergy

1 members call the Helpline regarding sexual abuse within L.D.S. CHURCH, Helpline operators
2 transfer these calls to the Kirton McConkie attorneys, who advise the Bishop not to report the
3 abuse incident to law enforcement, misrepresenting clergy-penitent privilege laws as their
4 reasoning.

5 60. In other words, L.D.S. CHURCH uses the Helpline to allow Bishops direct
6 contact to Kirton McConkie in order to get ahead of claims and avoid costly lawsuits against
7 L.D.S. CHURCH. This is directly contradictory to what L.D.S. CHURCH states the Helpline
8 is supposed to do, which is offer advice to high level members of L.D.S. CHURCH to protect
9 victims from further abuse and deal with the harms arising from the abuse that already occurred.
10 This is consistent with the instructions laid out in President Russell M. Nelson’s Letter, dated
11 August 4, 2020, encouraging congregants to avoid cooperating with authorities asking for
12 information about abuse.

13 61. L.D.S. CHURCH’s actions, practices, and customs encompass a culture that
14 prioritizes protecting predators, and the financial interests of L.D.S. CHURCH, over protecting
15 innocent victims of sexual abuse. L.D.S. CHURCH did not report any sexual abuse, nor did
16 they warn or protect children from sexual abuse they knew or should have known that its
17 perpetrators, including BUSSEY, committed. Instead, L.D.S. CHURCH continued to allow its
18 perpetrators, including BUSSEY, continued access to young children. Upon information and
19 belief, BUSSEY was never excommunicated from L.D.S. CHURCH, despite being criminally
20 convicted of sexually abusing another minor at a later date. In not excommunicating BUSSEY
21 upon the first allegation and suspicion of abuse, L.D.S. CHURCH had placed PLAINTIFF and
22 other young boys in the L.D.S. CHURCH community at risk of harm from BUSSEY.

23 62. L.D.S. CHURCH’s actions embody a culture that protects sexual predators,
24 rather than innocent and vulnerable children. L.D.S. CHURCH handled the allegations

1 internally as a "matter of sin" and not one leader reported any matter to the police. Instead,
2 L.D.S. CHURCH, its bishops, and personnel, allowed its perpetrators, including BUSSEY,
3 to continue completely unhindered and protected even in their predatory conduct. L.D.S.
4 CHURCH, its agents, and employees, including bishops, counsellors, or personnel mentioned
5 herein, DOES 1-100, and each of them, acted to protect the heinous and unforgiveable acts
6 of its clergy members, its perpetrators, including BUSSEY, and in such action taken
7 against PLAINTIFF's innocence and vulnerabilities, was careless, reckless, negligent,
8 consciously disregarding a minor's rights, and failed to protect him.

9 63. Upon information and belief, at all times herein mentioned Defendants, L.D.S.
10 CHURCH, PHILLIP, CATHY, LYMAN, BUSSEY and DOES 1-100, (1) knew
11 PERPETRATOR was a sexual predator; (2) knew that PERPETRATOR was sexually abusing
12 at least one minor child associated with L.D.S. CHURCH; and (3) knew that PERPETRATOR
13 presented a risk of imminent harm to young members, including H.B., of L.D.S. CHURCH.

14 **FIRST CAUSE OF ACTION**

15 **VIOLATION OF THE TRAFFICKING VICTIMS PROTECTION ACT**

16 **Codified 18 U.S.C. § 1591 AND 1595(a)**

17 **(PLAINTIFF Against All DEFENDANTS and DOES 1-100)**

18 ***Perpetrator Liability***

19 64. PLAINTIFF re-alleges and incorporates by reference herein each allegation
20 contained herein above as though fully set forth and brought in this cause of action.

21 65. An individual who is a victim of a violation of 18 U.S.C. § 1591 may bring a
22 civil action against their perpetrator under 18 U.S.C. §§ 1595 and 2255.

23 66. 18 U.S.C. § 1591 defines sex trafficking, with respect to the perpetrator, as the
24 act of recruiting, enticing, harboring, providing, obtaining, advertising, maintaining,

1 patronizing, or soliciting by any means a person knowing, or in reckless disregard of the fact,
2 that means of force, threats of force, fraud, coercion, or any combination of such means will be
3 used to cause the person to engage in a commercial sex act.

4 67. Coercion is defined as “threats of serious harm to or physical restraint against
5 any person; any scheme, plan, or pattern intended to cause a person to believe that failure to
6 perform an act would result in serious harm to or physical restraint against any person; or the
7 abuse or threatened abuse of law or the legal process.”

8 68. A commercial sex act is any sex act on account of which anything of value is
9 given or received by any person. The term “anything of value” is construed liberally by courts,
10 and the value is subjectively determined according to the party giving or receiving the item.

11 69. Plaintiffs must only show the trafficking had a *de minimis* effect on interstate
12 commerce.

13 70. Defendants L.D.S. CHURCH, PHILLIP, and CATHY recruited (by identifying
14 H.B, and his parents as having a child of the correct target age, being susceptible to
15 manipulation because of the familial ties, and thus vulnerable to requests to support BUSSEY
16 and L.D.S. CHURCH via PHILLIP and CATHY’s dedication to the church), and obtained (by
17 providing BUSSEY with the necessary atmosphere, access, and resources, to isolate H.B. and
18 sexually abuse him) H.B. with the intent for BUSSEY to perform sex acts.

19 71. BUSSEY further enticed (by offering gifts and playtime) and harbored (by
20 physically secluding and trapping minor PLAINTIFF in the blanket fort during sexual acts)
21 PLAINTIFF in order to make him engage in unlawful sex acts.

22 72. BUSSEY further coerced PLAINTIFF by causing him to believe that he would
23 be at risk of serious harm if he did not perform commercial sex acts for BUSSEY.

1 73. Thus, BUSSEY engaged in acts that constituted a threat of force or coercion to
2 cause minor PLAINTIFF to engage in a commercial sex act.

3 74. H.B.'s trafficking had more than a *de minimis* effect on interstate commerce.

4 75. Thus, perpetrators BUSSEY, PHILLIP, and CATHY are liable pursuant to 18
5 U.S.C. § 1591(a)(1) and PLAINTIFF is entitled to bring this civil action against BUSSEY,
6 PHILLIP, and CATHY pursuant to 18 U.S.C. § 1591(a).

7 76. L.D.S. CHURCH knew that BUSSEY, PHILLIP, and CATHY targeted young
8 children, who share the same demographics as H.B. and had a history of sexually abusing
9 minors. L.D.S. CHURCH knew or recklessly disregarded the fact that unless BUSSEY was
10 removed from having access to other children as potential victims, then more young children
11 would be victimized. L.D.S. CHURCH maintained the dynamic of sexual exploitation and
12 predatory behavior by BUSSEY against PLAINTIFF. L.D.S. CHURCH further oversaw the
13 assignment of PHILLIP to a high position in the church where he used his home, where
14 BUSSEY resided, for performing religious blessings on young children who were in and out
15 of the home. L.D.S. CHURCH further oversaw keeping BUSSEY's history of sexual abuse a
16 secret, failing to disclose his history, as well as his required sex offender registration, ordaining
17 him as a priest despite his history, and continuing to allow PHILLIP to use his home to perform
18 blessings for the L.D.S. CHURCH in his home, in the presence of BUSSEY, a known sexual
19 abuser. Furthermore, L.D.S. CHURCH paid to send BUSSEY, H.B., and his family to Madrid,
20 on the L.D.S. CHURCH business, knowing the risk it posed to H.B.'s safety. In doing all of
21 the above, L.D.S. CHURCH provided H.B. to BUSSEY for the performance of commercial
22 sex acts.

23 ***Knowing Beneficiary Liability***

1 77. Separate from perpetrator liability, 18 U.S.C. § 1591(a)(2) also holds persons or
2 entities liable for sex trafficking who *knowingly benefit*, or attempt to conspire to benefit,
3 financially or by receiving anything of value from participating in a venture, which that person
4 knew or should have known has engaged in sex trafficking.

5 78. A venture is commonly understood as an undertaking involving risk which is
6 established by two or more individuals and need not be a legal partnership.

7 79. Participation in a venture means “knowingly assisting, supporting or facilitating
8 a violation:” of the perpetrator liability under 18 U.S.C. § 1591 (a)(1).

9 80. L.D.S. CHURCH, PHILLIP, CATHY, LYMAN, and DOES 1-100 engaged in
10 a venture as follows:

11 a. L.D.S. CHURCH was aware that the Madrid
12 Mission, and the Duthie Hill Ward, in Bellevue Washington Stake,
13 would flourish, with growing membership, tithes and financial
14 offerings, as long as it maintained its sterling reputation with its
15 community. To safeguard this reputation and financial stability,
16 L.D.S. CHURCH, through PHILLIP, CATHY, LYMAN, and DOES
17 1-100, concealed, covered up, denied, hid the abuse, and failed to
18 report the child abuse. The cover-up and non-reporting of
19 BUSSEY’s wrongdoings against other young victims, left the door
20 wide open for H.B. to be sexually abused by BUSSEY in the future;

21 b. In exchange for continued tithes and financial
22 donations apart from tithing by PHILLIP and CATHY, to L.D.S.
23 CHURCH and the ward, L.D.S. CHURCH, PHILLIP, CATHY,
24 LYMAN, and DOES 1-100 hid, covered up, and concealed known

1 sexual abuse by BUSSEY from the other congregants in the ward
2 and the PLAINTIFF's family;

3 c. In exchange for continued free labor, including in
4 positions of authority and leadership, such as Mission Stake
5 President, seminary teacher, temple sealer, Area Seventy, Stake
6 President, Bishop, or similar services provided by PHILLIP,
7 CATHY, and BUSSEY to L.D.S. CHURCH, L.D.S. CHURCH and
8 DOES 1-100 hid, covered-up, and concealed known sexual abuse
9 of BUSSEY's previous victims, and H.B. from the other
10 congregants in the ward, law enforcement, and H.B.'s parents.

11 d. L.D.S. CHURCH was aware of its liability in
12 harboring a known predator, BUSSEY, with unfettered access to a
13 pool of potential new victims in the Duthie Hill ward.

14 e. L.D.S. CHURCH knew that its congregants
15 becoming aware that there were sexual predators like BUSSEY,
16 with a history of assaulting young children, unchecked within the
17 congregation, would alarm, enrage and disenfranchise its members
18 who would ultimately cease their financial commitments to L.D.S.
19 CHURCH.

20 81. Each of the above reciprocal transactions constitutes a venture between L.D.S.
21 CHURCH, PHILLIP, CATHY, LYMAN, BUSSEY, and DOES 1-100. The trafficking venture
22 involved economic risk in that if it were to have been discovered by the congregants of the
23 ward, L.D.S. CHURCH would have lost significant tithes and other financial commitments it
24 receives from its members due to their outrage.

1 82. The venture also creates enormous financial benefits for L.D.S. CHURCH.
2 L.D.S. CHURCH knows that the consequence of losing members is not limited to a few decades
3 of one person's financial commitments. L.D.S. CHURCH knows that when members leave
4 L.D.S. CHURCH and take their families with them, L.D.S. CHURCH loses future generations
5 of financial commitments from that family line. Generations of L.D.S. CHURCH wealth is
6 forfeited every time a member leaves. The cascading effect looms large over all L.D.S.
7 CHURCH decisions such that it protects its reputation at all costs for the ultimate purpose of
8 protecting its wealth. That is to say that L.D.S. CHURCH benefits from participating in the
9 venture by preserving its wealth. Tragically, the perverse result is that when L.D.S. CHURCH
10 covers up and facilitates childhood sexual abuse, it is choosing money over its most vulnerable
11 members in need of the most protection.

12 83. The trafficking venture involved aspects of physical risk that being caught
13 performing sex acts with a minor would have severe criminal consequences for PHILLIP,
14 CATHY, and BUSSEY, including the possibility of a long sentence in federal or state prison.

15 84. The trafficking venture additionally involved moral risk. It is a universally
16 understood concept that trafficking a person is immoral. It is further accepted that trafficking
17 a child- having sexual relations with a child—is one of the gravest and most morally
18 despicable acts that a human being could commit. Therefore, PLAINTIFF need not rely on
19 L.D.S. CHURCH doctrine, or any religious doctrine, to explain the moral risk. There is an
20 extreme moral risk at play in the execution of L.D.S. CHURCH, PHILLIP, CATHY,
21 LYMAN, BUSSEY and DOES 1-100 sex trafficking venture.

22 85. In addition to the financial benefits, L.D.S. CHURCH, LYMAN, PHILLIP,
23 CATHY, and DOES 1-100 also benefitted from the venture by preserving the reputation of
24 L.D.S. CHURCH, thereby preserving membership and attendance. Moreover, LYMAN and

1 PHILLIP additionally fortified their own reputations as effective leaders, which improved
2 their standing in the community and L.D.S. CHURCH.

3 86. As such, L.D.S. CHURCH, PHILLIP, CATHY, LYMAN, BUSSEY and DOES
4 1-100 are liable for sex trafficking as knowing beneficiaries pursuant to 18 U.S.C. § 1591(a)(2)
5 and PLAINTIFF is entitled to bring his civil action pursuant to 18 U.S.C. § 1595(a).

6 87. This action for child sex trafficking is brought pursuant to 18 U.S.C. § 1595(a)
7 and 18 U.S.C. § 2255, which states that all actions for minor victims under this section shall
8 have no limit.

9 88. As a direct result of participating in a trafficking venture by L.D.S. CHURCH,
10 LYMAN, PHILLIP, CATHY, BUSSEY, and DOES 1-100, PLAINTIFF suffered physical and
11 emotional harm. As a direct and proximate cause of the sex trafficking venture run by L.D.S.
12 CHURCH, PHILLIP, CATHY, BUSSEY, and DOES 1-100, PLAINTIFF was left
13 unsupervised with a known sexual abuser, BUSSEY. PLAINTIFF was repeatedly sexually
14 abused by BUSSEY. L.D.S. CHURCH, PHILLIP, and CATHY provided financial support and
15 procured PLAINTIFF for BUSSEY. L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, and
16 DOES 1-100 also worked to conceal BUSSEY's activities to protect their own reputational and
17 monetary interests. Without these actions, PLAINTIFF would not have fallen under the
18 unsupervised supervision of BUSSEY, and if he were nonetheless sexually abused, his reports
19 of the abuse would have been investigated. L.D.S. CHURCH, PHILLIP, CATHY, LYMAN,
20 and DOES 1-100, not only placed PLAINTIFF in the position to be sexually abused but also
21 engaged in a venture to conceal the abuse of PLAINTIFF on an ongoing basis. Each of these
22 acts directly and proximately caused PLAINTIFF to be trafficked and thereby injured
23 physically and emotionally.

1 89. H.B. experienced physical, emotional and psychological injuries for which he is
2 entitled to monetary damages and other relief.

3 90. L.D.S. CHURCH's actions amounted to malicious and oppressive conduct
4 because L.D.S. CHURCH knowingly harbored a known sexual predator and placed him in the
5 home of an elder within the L.D.S. CHURCH who regularly hosted young minors in his home
6 and gave him other places with unsupervised access to potential victim children. L.D.S.
7 CHURCH was in a position to prevent PLAINTIFF from being sexually abused but took
8 actions to facilitate numerous incidents of minor sexual abuse.

9 91. The conduct of L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, BUSSEY, and
10 DOES 1-100 was an intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to
11 punitive damages.

12 **SECOND CAUSE OF ACTION**

13 **VIOLATION OF STATUTE 18 U.S.C. § 2421**

14 **(PLAINTIFF Against All DEFENDANTS and DOES 1-100)**

15 92. PLAINTIFF re-alleges and incorporates by reference herein each allegation
16 contained herein above as though fully set forth and brought in this cause of action.

17 93. An individual who was a child victim of a violation of 18 U.S.C. § 2421 may
18 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

19 94. 18 U.S.C. § 2421(a) provides that whoever knowingly transports an individual
20 in interstate or foreign commerce, or in any territory or possession of the United States, with
21 intent that such individual engage in prostitution, or in any sexual activity for which a person
22 can be charged with a criminal offense, or attempts to do so, shall be in violation of the statute.

23 95. Any sexual conduct involving a minor qualifies as sexual activity for which a
24 person can be charged with a criminal offense.

1 96. Defendants L.D.S. CHURCH, PHILLIP, CATHY, and BUSSEY transported
2 PLAINTIFF, by purchasing and facilitating the international travel of both BUSSEY and H.B.
3 from Utah to Madrid, Spain.

4 97. Defendant L.D.S. CHURCH paid for the flights BUSSEY and H.B. took to
5 travel internationally, impacting intrastate and foreign commerce. Defendant L.D.S. CHURCH
6 also owned the home in which PHILLIP and CATHY stayed in Madrid, where BUSSEY and
7 H.B. stayed, and where BUSSEY sexually abused PLAINTIFF. PHILLIP and CATHY were
8 in Madrid as part of their role within the L.D.S. CHURCH, during which time they planned to
9 bring PERPETRATOR and PLAINTIFF to visit.

10 98. BUSSEY sexually abused PLAINTIFF on this trip, grooming him for further
11 abuse, and fondling him over his clothes.

12 99. Defendants L.D.S. CHURCH, PHILLIP and CATHY had knowledge of
13 BUSSEY's history of sexual abuse, and that PLAINTIFF was within the correct target age of
14 BUSSEY's victims.

15 100. Defendants L.D.S. CHURCH, PHILLIP, and CATHY's actions amounted to
16 having knowingly transported BUSSEY and PLAINTIFF to Madrid, with intent that BUSSEY
17 engage in sexual activity for which he could be charged with a criminal offence, which
18 PLAINTIFF was victim of.

19 101. The conduct of L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, BUSSEY, and
20 DOES 1-100 was an intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to
21 punitive damages.

22 **THIRD CAUSE OF ACTION**

23 **VIOLATION OF STATUTE 18 U.S.C. § 2422**

24 **(PLAINTIFF Against All DEFENDANTS and DOES 1-100)**

1 102. PLAINTIFF re-alleges and incorporates by reference herein each allegation
2 contained herein above as though fully set forth and brought in this cause of action.

3 103. An individual who was a child victim of a violation of 18 U.S.C. § 2422 may
4 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

5 104. 18 U.S.C. § 2422(a) provides that whoever knowingly persuades, induces,
6 entices, or coerces any individual to travel in interstate or foreign commerce, or in any territory
7 or possession of the United States, to engage in prostitution, or in any sexual activity for which
8 any person can be charged with a criminal offense, shall be in violation of the statute.

9 105. Any sexual conduct involving a minor qualifies as sexual activity for which a
10 person can be charged with a criminal offense.

11 106. Defendants L.D.S. CHURCH, PHILLIP, and CATHY enticed BUSSEY, H.B.
12 and H.B.'s parents to travel to Madrid, by purchasing the tickets for them and providing them
13 with free accommodations.

14 107. Defendants L.D.S. CHURCH, PHILLIP and CATHY had knowledge of
15 BUSSEY's history of minor sexual abuse, that PLAINTIFF was within the correct target age
16 of BUSSEY's victims.

17 108. Defendants L.D.S. CHURCH, PHILLIP, and CATHY's actions amounted to
18 having knowingly coerced BUSSEY and PLAINTIFF to travel to Madrid, with intent that
19 BUSSEY engage in sexual activity for which he could be charged with a criminal offence,
20 which PLAINTIFF was victim of.

21 109. The conduct of L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, BUSSEY, and
22 DOES 1-100 was an intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to
23 punitive damages.

FOURTH CAUSE OF ACTION

VIOLATION OF STATUTE 18 U.S.C. § 2423(a)

(PLAINTIFF Against All DEFENDANTS and DOES 1-100)

110. PLAINTIFF re-alleges and incorporates by reference herein each allegation contained herein above as though fully set forth and brought in this cause of action.

111. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may bring a civil action against their perpetrator under 18 U.S.C. § 2255.

112. 18 U.S.C. § 2423(a) provides that a person who knowingly transports an individual who has not attained the age of 18 years in interstate or foreign commerce, or in any commonwealth, territory or possession of the United States, with intent that the individual engage in prostitution, or in any sexual activity for which any person can be charged with a criminal offense is in violation of the statute.

113. Any sexual conduct involving a minor qualifies as sexual activity for which a person can be charged with a criminal offense.

114. Defendants L.D.S. CHURCH, PHILLIP, CATHY, and BUSSEY transported PLAINTIFF, by purchasing and facilitating the international travel of both BUSSEY and H.B. from Utah to Madrid, Spain.

115. Defendant L.D.S. CHURCH paid for the flights BUSSEY and H.B. took to travel internationally, impacting intrastate and foreign commerce. Defendant L.D.S. CHURCH also owned the home in which PHILLIP and CATHY stayed in Madrid, where BUSSEY and H.B. stayed, and where BUSSEY sexually abused PLAINTIFF. PHILLIP and CATHY were in Madrid as part of their role within the L.D.S. CHURCH, during which time they planned to bring PERPETRATOR and PLAINTIFF to visit.

1 116. BUSSEY sexually abused PLAINTIFF on this trip, grooming him for further
2 abuse, and fondling him over his clothes.

3 117. Defendants L.D.S. CHURCH, PHILLIP and CATHY had knowledge of
4 BUSSEY's history of minor sexual abuse, that PLAINTIFF was within the correct target age
5 of BUSSEY's victims.

6 118. Defendants L.D.S. CHURCH, PHILLIP, and CATHY's actions amounted to
7 having knowingly transported BUSSEY and PLAINTIFF to Madrid, with intent that BUSSEY
8 engage in sexual activity for which he could be charged with a criminal offence, which
9 PLAINTIFF was victim of.

10 119. The conduct of L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, BUSSEY, and
11 DOES 1-100 was intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to
12 punitive damages.

13 **FIFTH CAUSE OF ACTION**

14 **VIOLATION OF STATUTE 18 U.S.C. § 2423(b)**

15 **(PLAINTIFF Against BUSSEY)**

16 120. PLAINTIFF re-alleges and incorporates by reference herein each allegation
17 contained herein above as though fully set forth and brought in this cause of action.

18 121. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may
19 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

20 122. 18 U.S.C. § 2423(b) provides that a person who travels in interstate commerce
21 or travels into the United States, or a United States citizen or an alien admitted for permanent
22 residence in the United States who travels in foreign commerce, with intent to engage in any
23 illicit sexual conduct with another person will be in violation of the statute.

1 123. 18 U.S.C. § 2423(h) defines intent as any intention to engage in prostitution,
2 sexually activity for which any person can be charged with a criminal offense, or illicit sexual
3 conduct, as applicable at the time of the transportation or travel.

4 124. 18 U.S.C. § 2423(g) defines illicit sexual conduct as (1) a sexual act (as defined
5 in section 2246) with a person under 18 years of age that would be in violation of chapter 109A
6 if the sexual act occurred in the special maritime and territorial jurisdiction of the United States;
7 (2) any commercial sex act (as defined in section 1591) with a person under 18 years of age; or
8 (3) production of child pornography (as defined in section 2256(8)).

9 125. A commercial sex act is any sex act on account of which anything of value is
10 given or received by any person. The term “anything of value” is construed liberally by courts,
11 and the value is subjectively determined according to the party giving or receiving the item.

12 126. Defendant BUSSEY traveled in foreign commerce, from the United States to
13 Madrid, with the intention of engaging in a commercial sex act. H.B., and his family, had been
14 offered free flights to Madrid, as well as free accommodations. BUSSEY also gifted H.B. with
15 trinkets with the intent for him to entice PLAINTIFF to perform sex acts. In doing all the above,
16 BUSSEY traveled in foreign commerce, and provided PLAINTIFF with a benefit for the
17 performance of commercial sex acts.

18 127. BUSSEY’s conduct was an intentional violation of 18 U.S.C. § 1591(a)(1),
19 entitling PLAINTIFF to punitive damages.

20 **SIXTH CAUSE OF ACTION**

21 **VIOLATION OF STATUTE 18 U.S.C. § 2423(c)**

22 **(PLAINTIFF Against BUSSEY)**

23 128. PLAINTIFF re-alleges and incorporates by reference herein each allegation
24 contained herein above as though fully set forth and brought in this cause of action.

1 129. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may
2 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

3 130. 18 U.S.C. § 2423(c) provides that any United States citizen or alien or admitted
4 for permanent residence who travels in foreign commerce or resides, either temporarily or
5 permanently, in a foreign country, and engages in any illicit sexual conduct with another person
6 shall be in violation of this statute.

7 131. 18 U.S.C. § 2423(g) defines illicit sexual conduct as (1) a sexual act (as defined
8 in section 2246) with a person under 18 years of age that would be in violation of chapter 109A
9 if the sexual act occurred in the special maritime and territorial jurisdiction of the United States;
10 (2) any commercial sex act (as defined in section 1591) with a person under 18 years of age; or
11 (3) production of child pornography (as defined in section 2256(8)).

12 132. A commercial sex act is any sex act on account of which anything of value is
13 given or received by any person. The term “anything of value” is construed liberally by courts,
14 and the value is subjectively determined according to the party giving or receiving the item.

15 133. Defendant BUSSEY traveled in foreign commerce, from the United States to
16 Madrid, where he temporarily resided for two weeks.

17 134. Defendant BUSSEY traveled in foreign commerce, from the United States to
18 Madrid, with the intention of engaging in a commercial sex act. H.B., and his family, had been
19 offered free flights and accommodations to Madrid. BUSSEY also gifted H.B. with trinkets
20 with the intent for him to entice PLAINTIFF to perform sex acts. In doing all of the above,
21 BUSSEY traveled in foreign commerce, and temporarily resided in Madrid, and had provided
22 PLAINTIFF with a benefit for the performance of commercial sex acts.

23 135. BUSSEY’s conduct was an intentional violation of 18 U.S.C. § 1591(a)(1),
24 entitling PLAINTIFF to punitive damages.

SEVENTH CAUSE OF ACTION

VIOLATION OF STATUTE 18 U.S.C. § 2423(d)

(PLAINTIFF Against Defendants PHILLIP, CATHY, BUSSEY and DOES 1-100)

136. Plaintiff re-alleges and incorporates by reference herein each allegation contained herein above as though fully set forth and brought in this cause of action.

137. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may bring a civil action against their perpetrator under 18 U.S.C. § 2255.

138. 18 U.S.C. § 2423(d) provides that any citizen of the United states or alien admitted for permanent residence who: (1) is an officer, director, employee, or agent of an organization that affects interstate or foreign commerce; (2) makes use of the mails or any means or instrumentality of interstate or foreign commerce through the connection or affiliation of the person with such organization; and (3) commits an act in furtherance of illicit sexual conduct through the connection or affiliation of the person with such organization, will be in violation of the statute.

139. Defendants PHILLIP, CATHY, BUSSEY, and DOES 1-100 where all officers, directors, employees, and/or agents of L.D.S. CHURCH, an organization that affects interstate or foreign commerce, uses the mail to affect interstate and foreign commerce in their roles within L.D.S. CHURCH. In their roles with L.D.S. CHURCH, Defendants PHILLIP, CATHY, BUSSEY, and DOES 1-100 facilitated and paid for the flight and accommodations of PLAINTIFF and his family, for their trip to Madrid. This act was committed in furtherance of a commercial sex act PLAINTIFF was coerced into performing while in Madrid.

140. The actions of Defendants PHILLIP, CATHY, BUSSEY and DOES 1-100 amounted to having committed acts in furtherance of illicit sexual conduct through their

1 connection or affiliation with L.D.S. CHURCH, an organization that affects interstate or
2 foreign commerce.

3 141. The conduct of PHILLIP, CATHY, BUSSEY, and DOES 1-100 was an
4 intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to punitive damages.

5 **EIGHTH CAUSE OF ACTION**

6 **VIOLATION OF STATUTE 18 U.S.C. § 2423(e)**

7 **(PLAINTIFF Against L.D.S. CHURCH, PHILLIP, CATHY and DOES 1-100)**

8 142. Plaintiff re-alleges and incorporates by reference herein each allegation
9 contained herein above as though fully set forth and brought in this cause of action.

10 143. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may
11 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

12 144. 18 U.S.C. § 2423(e) provides that whoever, for the purpose of commercial
13 advantage or private financial gain, arranges, induces, procures, or facilitates the travel of a
14 person knowing such person is traveling in interstate commerce or foreign commerce with
15 intent to engage in any illicit sexual conduct shall be in violation of the statute.

16 145. 18 U.S.C. § 2423(h) defines intent as any intention to engage in prostitution,
17 sexually activity for which any person can be charged with a criminal offense, or illicit sexual
18 conduct, as applicable at the time of the transportation or travel.

19 146. 18 U.S.C. § 2423(g) defines illicit sexual conduct as (1) a sexual act (as defined
20 in section 2246) with a person under 18 years of age that would be in violation of chapter 109A
21 if the sexual act occurred in the special maritime and territorial jurisdiction of the United States;
22 (2) any commercial sex act (as defined in section 1591) with a person under 18 years of age; or
23 (3) production of child pornography (as defined in section 2256(8)).
24

1 147. Defendants L.D.S. CHURCH, PHILLIP, CATHY, and DOES 1-100, for the
2 purposes of commercial advantage or private financial gain, DOES 1-100 working both for
3 their individual interests and as agents acting on behalf of the L.D.S. CHURCH, arranged,
4 procured, and facilitated the travel of BUSSEY, along with PLAINTIFF H.B. and his family,
5 knowing that BUSSEY was traveling with the intent to engage in illicit sexual conduct.

6 148. Defendant L.D.S. CHURCH, PHILLIP, CATHY, and DOES 1-100 arranged,
7 procured, and facilitated BUSSEY's travel to Madrid. In fact, L.D.S. CHURCH paid for
8 BUSSEY's flight. Furthermore, the property where BUSSEY resided on the trip was a L.D.S.
9 CHURCH owned property. Defendants L.D.S. CHURCH, PHILLIP, CATHY, and DOES 1-
10 100 did so knowing BUSSEY's history of minor sexual abuse and his intent.

11 149. Defendants PHILLIP and CATHY were in Madrid in their positions of Mission
12 Presidents. L.D.S. CHURCH, PHILLIP, CATHY, and DOES 1-100 were benefitting
13 financially from PHILLIP and CATHY's labor. Defendants L.D.S. CHURCH, PHILLIP,
14 CATHY, and DOES 1-100 facilitated BUSSEY's travel to Madrid so that they could continue
15 to benefit financially from PHILLIP and CATHY's labor, by bringing BUSSEY, PLAINTIFF
16 and his family, to them in Madrid they could ensure that PHILLIP and CATHY remained in
17 Madrid and continued to work.

18 150. Defendants L.D.S. CHURCH, PHILLIP, CATHY and DOES 1-100's actions
19 amounted to having, for the purpose of commercial advantage or private financial gain,
20 arranging, procuring, and facilitating the travel of BUSSEY, knowing that he was traveling in
21 foreign commerce with intent to engage in illicit sexual conduct.

22 151. The conduct of L.D.S. CHURCH, PHILLIP, CATHY, and DOES 1-100 was an
23 intentional violation of 18 U.S.C. § 1591(a)(1), entitling PLAINTIFF to punitive damages.

1 **NINTH CAUSE OF ACTION**

2 **NEGLIGENCE**

3 **(PLAINTIFF Against All DEFENDANTS and DOES 1-100)**

4 152. PLAINTIFF re-alleges and incorporates by reference herein each allegation
5 contained herein above as though fully set forth and brought in this cause of action.

6 153. Defendants are persons or entities who owed a duty of care to PLAINTIFF or
7 had a duty to control the conduct of the perpetrator, BUSSEY, by way of the special relationship
8 existing between those individuals.

9 154. Defendants knew or should have known of PERPERATOR's misconduct and
10 inappropriate sexual behavior towards other children and towards PLAINTIFF.

11 155. Despite having knowledge of the misconduct, Defendants and DOES 1-100
12 failed to take adequate preventative action to control the conduct, failed to warn, report, and/or
13 confront PLAINTIFF regarding the abuse, despite having a legal duty to do so.

14 156. As a result of the negligence of Defendants and DOES 1-100, PLAINTIFF was
15 sexually abused by PERPETRATOR.

16 157. Had Defendants fulfilled the duties and responsibilities owed to PLAINTIFF on
17 the special relationship Defendants had with minor PLAINTIFF, he would not have been
18 subject to most of the misconduct against him.

19 158. As a direct and legal result of this conduct, PLAINTIFF suffered severe and
20 permanent injuries, including, but not limited to, physical and mental pain and suffering, severe
21 emotional distress, psychological harm, physical injuries, past and future costs of medical care
22 and treatment, and past and future loss of earning capacity, and other damages, in an amount
23 not yet ascertained, but which exceeds the minimum jurisdiction limits of this Court.

24

1 **TENTH CAUSE OF ACTION**

2 **SEXUAL ASSAULT OF A MINOR**

3 **(PLAINTIFF Against BUSSEY)**

4 159. PLAINTIFF re-alleges and incorporates by reference herein each allegation
5 contained herein above as though fully set forth and brought in this cause of action.

6 160. In 2014, BUSSEY sexually abused and assaulted PLAINTIFF, who was six
7 months old at the time.

8 161. In 2019, BUSSEY sexually abused and assaulted PLAINTIFF, while they were
9 in Madrid.

10 162. In 2020, BUSSEY further sexually assaulted and abused PLAINTIFF.

11 163. In 2023, BUSSEY again sexually assaulted and abused PLAINTIFF.

12 164. As a legal result of the foregoing, PLAINTIFF was injured in health, strength
13 and activity, sustaining bodily injuries and shock and injury to his nervous system and person,
14 all of which caused and continues to cause PLAINTIFF great mental, physical and nervous
15 pain and suffering.

16 165. As a further result of the wrongful acts of PERPETRATOR, PLAINTIFF has
17 incurred economic damages, including medical care and treatment costs.

18 166. PLAINTIFF has thereby sustained damages in an amount in excess of the
19 minimum jurisdictional limits of this Court.

20 167. BUSSEY's conduct was wonton, malicious, willful and/or cruel, entitling
21 PLAINTIFF to punitive damages.

22 **ELEVENTH CAUSE OF ACTION**

23 **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**

24 **(PLAINTIFF against All DEFENDANTS and DOES 1-100)**

1 168. PLAINTIFF re-alleges and incorporates by reference herein each allegation
2 contained herein above as though fully set forth and brought in this cause of action.

3 169. Acting with knowledge of their superior position and special relationship with
4 PLAINTIFF and realizing PLAINTIFF's special susceptibility to emotional distress due to his
5 age, inexperience, and vulnerability, PHILLIP, CATHY and DOES 1-100, proceeded to use
6 their positions of authority within L.D.S. CHURCH to coerce PLAINTIFF's father into
7 allowing BUSSEY into his home, so that he could force PLAINTIFF into engage in unlawful
8 sex acts. PERPETRATOR used force and threat of violence against PLAINTIFF to force him
9 to engage in unlawful sex acts.

10 170. PHILLIP, CATHY, and PEREPTRATOR's acts were intentional, willful,
11 oppressive, and maliciously done for the purpose of causing PLAINTIFF to suffer emotional
12 harm, mental anguish, and emotional distress or with reckless disregard for the likelihood that
13 he would cause PLAINTIFF such distress.

14 171. Furthermore, when BUSSEY himself did report his history of abuse within
15 L.D.S. CHURCH to Bishop LYMAN, LYMAN did nothing and proceeded to use his authority
16 within L.D.S. CHURCH to ordain BUSSEY, regardless.

17 172. LYMAN, acting as an agent on behalf of L.D.S. CHURCH, when he received
18 notice of BUSSEY's history of sexual abuse, intentionally and maliciously decided to hide his
19 abuse, and ordain BUSSEY anyways, giving him more authority, leadership, and unfettered
20 access to children, including PLAINTIFF, intentionally causing PLAINTIFF to suffer
21 emotional harm, humiliation, mental anguish, and emotional distress, or with reckless disregard
22 for the likelihood that it would cause PLAINTIFF such distress.

23 173. As a direct and legal result of CATHY, PHILLIP, LYMAN and
24 PERPETRATOR's actions and misconduct, PLAINTINFF has been damaged, emotionally and

1 physically, and otherwise, all to PLAINTIFF's special and general damages, in amounts not
2 yet ascertained, but which exceeds the minimum jurisdiction of this Court.

3 174. The conduct of L.D.S. CHURCH, LYMAN, PHILLIP, CATHY, BUSSEY,
4 and DOES 1-100 was wonton, malicious, willful and/or cruel, entitling PLAINTIFF to
5 punitive damages.

6 **PRAYER FOR RELIEF**

7 WHEREFORE, Plaintiff, H.B., prays for judgment against Defendants
8 PERPETRATOR BUSSEY, L.D.S. CHURCH, its employees and/or agents, PHILLIP,
9 CATHY, LYMAN, and DOES 1-100, and each of them as follows:

10 1. As to Cause of Action 1 and all DEFENDANTS and DOES 1-100, damages to the
11 PLAINTIFF according to proof as applicable:

- 12 a. Past and future medical and care expenses of PLAINTIFF;
- 13 b. Other economic loss;
- 14 c. Non-economic loss according to proof:
 - 15 i. Compensation for physical pain and discomfort;
 - 16 ii. Compensation for flight, nervousness, anxiety, worry, and
17 apprehension;
- 18 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
- 19 e. Reasonable costs to the PLAINTIFF as provided by law;
- 20 f. Attorney's fees pursuant to 18 § 1595(a);

21 2. As to Cause of Action 2 and all DEFENDANTS and DOES 1-100, damages to the
22 PLAINTIFF according to proof as applicable:

- 23 a. Past and future medical and care expenses of PLAINTIFF;
- 24 b. Other economic loss;
- c. Non-economic loss according to proof:
 - i. Compensation for physical pain and discomfort;

1 ii. Compensation for flight, nervousness, anxiety, worry, and
2 apprehension;

3 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;

4 e. Reasonable costs to the PLAINTIFF as provided by law;

5 f. Attorney's fees pursuant to 18 § 2255;

6 3. As to Cause of Action 3 and all DEFENDANTS and DOES 1-100, damages to the
7 PLAINTIFF according to proof as applicable:

8 a. Past and future medical and care expenses of PLAINTIFF;

9 b. Other economic loss;

10 c. Non-economic loss according to proof:

11 i. Compensation for physical pain and discomfort;

12 ii. Compensation for flight, nervousness, anxiety, worry, and
13 apprehension;

14 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;

15 e. Reasonable costs to the PLAINTIFF as provided by law;

16 f. Attorney's fees pursuant to 18 § 2255;

17 4. As to Cause of Action 4 and all DEFENDANTS and DOES 1-100, damages to the
18 PLAINTIFF according to proof as applicable:

19 a. Past and future medical and care expenses of PLAINTIFF;

20 b. Other economic loss;

21 c. Non-economic loss according to proof:

22 i. Compensation for physical pain and discomfort;

23 ii. Compensation for flight, nervousness, anxiety, worry, and
24 apprehension;

 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;

 e. Reasonable costs to the PLAINTIFF as provided by law;

 f. Attorney's fees pursuant to 18 § 2255;

1 5. As to Cause of Action 5 and PAYDAN BUSSEY, damages to the PLAINTIFF
2 according to proof as applicable:

- 3 a. Past and future medical and care expenses of PLAINTIFF;
- 4 b. Other economic loss;
- 5 c. Non-economic loss according to proof:
 - 6 i. Compensation for physical pain and discomfort;
 - 7 ii. Compensation for flight, nervousness, anxiety, worry, and
8 apprehension;
- 9 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
- 10 e. Reasonable costs to the PLAINTIFF as provided by law;
- 11 f. Attorney's fees pursuant to 18 § 2255;

12 6. As to Cause of Action 6 and PAYDAN BUSSEY, damages to the PLAINTIFF
13 according to proof as applicable:

- 14 a. Past and future medical and care expenses of PLAINTIFF;
- 15 b. Other economic loss;
- 16 c. Non-economic loss according to proof:
 - 17 i. Compensation for physical pain and discomfort;
 - 18 ii. Compensation for flight, nervousness, anxiety, worry, and
19 apprehension;
- 20 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
- 21 e. Reasonable costs to the PLAINTIFF as provided by law;
- 22 f. Attorney's fees pursuant to 18 § 2255;

23 7. As to Cause of Action 7 and to all PHILLIP BUSSEY, CATHY BUSSEY, PAYDAN
24 BUSSEY, and DOES 1-100, damages to the PLAINTIFF according to proof as
applicable:

- a. Past and future medical and care expenses of PLAINTIFF;
- b. Other economic loss;

- 1 c. Non-economic loss according to proof:
 - 2 i. Compensation for physical pain and discomfort;
 - 3 ii. Compensation for flight, nervousness, anxiety, worry, and
 - 4 apprehension;
 - 5 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
 - 6 e. Reasonable costs to the PLAINTIFF as provided by law;
 - 7 f. Attorney's fees pursuant to 18 § 2255;

8 8. As to Cause of Action 8 and all L.D.S. CHURCH, PHILLIP BUSSEY, CATHY
9 BUSSEY, and DOES 1-100, damages to the PLAINTIFF according to proof as
10 applicable:

- 11 a. Past and future medical and care expenses of PLAINTIFF;
- 12 b. Other economic loss;
- 13 c. Non-economic loss according to proof:
 - 14 i. Compensation for physical pain and discomfort;
 - 15 ii. Compensation for flight, nervousness, anxiety, worry, and
 - 16 apprehension;
 - 17 d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
 - 18 e. Reasonable costs to the PLAINTIFF as provided by law;
 - 19 f. Attorney's fees pursuant to 18 § 2255;

20 9. As to Cause of Action 9 and all DEFENDANTS and DOES 1-100, damages to the
21 PLAINTIFF according to proof as applicable:

- 22 a. Past and future medical and care expenses of PLAINTIFF;
- 23 b. Other economic loss;
- 24 c. Non-economic loss according to proof:
 - i. Compensation for physical pain and discomfort;
 - ii. Compensation for flight, nervousness, anxiety, worry, and
 - apprehension;

- d. Pre-judgment and post-judgment interest to the PLAINTIFF according to proof;
- e. Reasonable costs to the PLAINTIFF as provided by law;
- f. Attorney's fees pursuant to 18 § 2255;

10. As to Count 10 for an award of special (economic) and general (non-economic) damages according to proof.

11. As to Count 11 for an award of special (economic) and general (non-economic) damages according to proof.

12. As to Count 1 and all DEFENDANTS and DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. § 1591(a)(1), 1595, awarding PLAINTIFF punitive damages.

13. As to Count 2 and all DEFENDANTS and DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2421, awarding PLAINTIFF punitive damages.

14. As to Count 3 and all DEFENDANTS and DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2422, awarding PLAINTIFF punitive damages.

15. As to Count 4 and all DEFENDANTS and DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2423(a), awarding PLAINTIFF punitive damages.

16. As to Count 5 and BUSSEY, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2423(b), awarding PLAINTIFF punitive damages.

17. As to Count 6 and BUSSEY, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2423(c), awarding PLAINTIFF punitive damages.

18. As to Count 7 and PHILLIP BUSSEY, CATHY BUSSEY, PAYDAN BUSSEY, and DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and 2423(d), awarding PLAINTIFF punitive damages.

1 19. As to Count 8 and L.D.S. CHURCH, PHILLIP BUSSEY, CATHY BUSSEY, and
2 DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a)
3 and 2423(e), awarding PLAINTIFF punitive damages.

4 20. As to Count 9 and all DEFENDANTS and DOES 1-100, by virtue of wanton, malicious,
5 willful, and/or cruel conduct, awarding PLAINTIFF punitive damages.

6 21. As to Count 11 and all DEFENDANTS, and DOES 1-100, by virtue of wanton,
7 malicious, willful, and/or cruel conduct, awarding PLAINTIFF punitive damages.

8 DATED: February 3, 2025

9 ROGERS & COVER, PLLC

10 /s/ James S. Rogers
11 James S. Rogers, WSBA #5335

12 /s/ Heather M. Cover
13 Heather Cover, WSBA #52146

14 Attorneys for Plaintiff

15 705 Second Avenue, Suite 1500
16 Seattle, WA 98104
17 Telephone: (206) 621-8525
18 E-mail: jsr@jsrogerslaw.com
19 E-mail: heather@jsrogerslaw.com

MIME-Version:1.0
From:ECF@wawd.uscourts.gov
To:ECF@wawd.uscourts.gov
Message-Id:10193820@wawd.uscourts.gov
Subject:Activity in Case 2:25-cv-00197 Bussey v. The Church of the Latter-Day Saints et al
Amended Complaint
Content-Type: text/html

U.S. District Court

United States District Court for the Western District of Washington

Notice of Electronic Filing

The following transaction was entered by Rogers, James on 2/3/2025 at 4:52 PM PST and filed on 2/3/2025

Case Name: Bussey v. The Church of the Latter-Day Saints et al

Case Number: 2:25-cv-00197

Filer: Brandon Bussey

Document Number: 2

Docket Text:

AMENDED COMPLAINT FOR DAMAGES against All Defendants with JURY DEMAND filed by Brandon Bussey. (Attachments: # (1) Summons Church, # (2) Summons Paydan Bussey, # (3) Summons Thayne Lyman, # (4) Summons Phillip Bussey, # (5) Summons Cathy Bussey, # (6) Summons DOEs)(Rogers, James)

2:25-cv-00197 Notice has been electronically mailed to:

James Steven Rogers jsr@jsrogerslaw.com, heather@jsrogerslaw.com,
leehwa@jsrogerslaw.com

2:25-cv-00197 Notice will not be electronically mailed to:

The following document(s) are associated with this transaction:

THE HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

H.B., by and through his guardian ad litem
BRANDON BUSSEY,

Plaintiff,

v.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN BUSSEY,
THAYNE LYMAN, PHILLIP BUSSEY,
CATHY BUSSEY, and DOES 1-100,
INCLUSIVE,

Defendants.

No. 2:25-cv-00197-TSZ

THE CHURCH OF JESUS CHRIST
OF LATTER-DAY SAINT'S
ANSWER TO FIRST AMENDED
COMPLAINT FOR DAMAGES

JURY DEMAND

In answer to the allegations in Plaintiff's First Amended Complaint, Defendant The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole ("the Church"), admits, denies, and affirmatively alleges as follows:

ANSWER TO PLAINTIFF'S ALLEGATIONS

1. The Church is without sufficient knowledge and information to form a belief as to the truthfulness of the allegations in paragraph 1 of the First Amended Complaint and therefore denies the same.

2. The Church admits that Defendant Philip Bussey served in the Church in 2010. The Church denies all other allegations in paragraph 2 of the First Amended Complaint.

THE CHURCH'S ANSWER TO FIRST
AMENDED COMPLAINT – 1
(No. 2:25-cv-00197-TSZ)

Perkins Coie LLP
1201 Third Avenue, Suite 4900
Seattle, Washington 98101-3099
Phone: +1.206.359.8000
Fax: +1.206.359.9000

1 3. The Church is without sufficient knowledge and information to form a belief as to the
2 truthfulness of the allegations in paragraph 3 of the First Amended Complaint and therefore denies
3 the same.

4 4. The Church is without sufficient knowledge and information to form a belief as to the
5 truthfulness of the allegations in paragraph 4 of the First Amended Complaint and therefore denies
6 the same.

7 5. The Church is without sufficient knowledge and information to form a belief as to the
8 truthfulness of the allegations in paragraph 5 of the First Amended Complaint and therefore denies
9 the same.

10 6. The Church denies the allegations in paragraph 6 of the First Amended Complaint.

11 7. The Church admits the allegations in paragraph 7 of the First Amended Complaint.

12 8. The Church denies the allegation in paragraph 8 of the First Amended Complaint that the
13 “home” described in paragraph 8 was owned by the Church, and affirmatively alleges that the
14 “home” described in paragraph 8 was owned by a Spanish legal entity. The Church lacks sufficient
15 knowledge and information to form a belief as to the truthfulness of the remaining allegations in
16 paragraph 8 of the First Amended Complaint and therefore denies the same.

17 9. The Church denies that it paid for Defendant Paydon Bussey, Plaintiff, and Plaintiff’s
18 family to visit Madrid, Spain. The Church lacks sufficient knowledge and information to form a
19 belief as to the truthfulness of the remaining allegations in paragraph 9 of the First Amended
20 Complaint and therefore denies the same.

21 10. The Church is without sufficient knowledge and information to form a belief as to the
22 truthfulness of the allegations in paragraph 10 of the First Amended Complaint and therefore
23 denies the same.

1 11. The Church is without sufficient knowledge and information to form a belief as to the
2 truthfulness of the allegations in paragraph 11 of the First Amended Complaint and therefore
3 denies the same.

4 12. The Church is without sufficient knowledge and information to form a belief as to the
5 truthfulness of the allegations in paragraph 12 of the First Amended Complaint and therefore
6 denies the same.

7 13. The Church is without sufficient knowledge and information to form a belief as to the
8 truthfulness of the allegations in paragraph 13 of the First Amended Complaint and therefore
9 denies the same.

10 14. The Church is without sufficient knowledge and information to form a belief as to the
11 truthfulness of the allegations in paragraph 14 of the First Amended Complaint and therefore
12 denies the same.

13 15. The allegations in paragraph 15 of the First Amended Complaint are legal conclusions and
14 do not require a response. To the extent a response is required, the Church denies the allegations.

15 16. The Church denies the allegations in paragraph 16 of the First Amended Complaint.

16 17. The Church denies the allegations in paragraph 17 of the First Amended Complaint.

17 18. The Church is without sufficient knowledge and information to form a belief as to the
18 truthfulness of the allegations in paragraph 18 of the First Amended Complaint and therefore
19 denies the same.

20 19. The Church admits that it owns property located at 26529 Southeast Duthie Hill Rd. in
21 Issaquah, Washington. It further admits that it is a religious entity organized under the laws of the
22 State of Utah, that it operates in the State of Washington, and that it is headquartered in Salt Lake
23 City, Utah. The Church further admits that local congregations are geographically divided into

1 wards, stakes, and areas. The Church denies all allegations in paragraph 19 of the First Amended
2 Complaint that have not been specifically admitted herein.

3 20. The Church admits that Defendant Paydan Bussey is, or has been at some time, a member
4 of the Church. The Church lacks sufficient knowledge and information to form a belief as to the
5 truthfulness of the remaining allegations in paragraph 20 of the First Amended Complaint and
6 therefore denies the same.
7

8 21. The Church admits that Defendant Philip Bussey is, or has been at some time, a member
9 of the Church. The Church lacks sufficient knowledge and information to form a belief as to the
10 truthfulness of the remaining allegations in paragraph 21 of the First Amended Complaint and
11 therefore denies the same.

12 22. The Church admits that Defendant Cathy Bussey is, or has been at some time, a member
13 of the Church. The Church lacks sufficient knowledge and information to form a belief as to the
14 truthfulness of the remaining allegations in paragraph 22 of the First Amended Complaint and
15 therefore denies the same.
16

17 23. The Church admits that Defendant Thayne Lyman is, or has been at some time, a member
18 of the Church. The Church lacks sufficient knowledge and information to form a belief as to the
19 truthfulness of the remaining allegations in paragraph 23 of the First Amended Complaint and
20 therefore denies the same.
21

22 24. The Church denies the allegations in paragraph 24 of the First Amended Complaint.

23 25. The Church admits the allegations in paragraph 25 of the First Amended Complaint insofar
24 as the Church receives member tithes and donations, and the Church invests its funds and uses
25 them for charitable purposes and for administrative expenditures. All remaining allegations in
26

1 paragraph 25 of the First Amended Complaint invade the Church's First Amendment privileges
2 and violate the Church autonomy doctrine and therefore require no response.

3 26. The allegations in paragraph 26 of the First Amended Complaint are legal conclusions and
4 do not require a response. To the extent a response is required, the Church denies the allegations.

5 27. The Church denies the allegations in paragraph 27 of the First Amended Complaint.

6 28. The Church denies the allegations in paragraph 28 of the First Amended Complaint.

7 29. The allegations in paragraph 29 of the First Amended Complaint are legal conclusions and
8 do not require a response. To the extent a response is required, the Church denies the allegations.

9 30. The allegations in paragraph 30 of the First Amended Complaint are legal conclusions and
10 do not require a response. To the extent a response is required, the Church denies the allegations.

11 31. The allegations in paragraph 31 of the First Amended Complaint are legal conclusions and
12 do not require a response from the Church. To the extent a response is required, the Church denies
13 the allegations.

14 32. The Church is without sufficient knowledge and information to form a belief as to the
15 truthfulness of the allegations in paragraph 32 of the First Amended Complaint and therefore
16 denies the same.

17 33. The Church admits that Defendant Philip Bussey has served in the Church as an Area
18 Seventy, Stake President, and Bishop. The Church denies all other allegations in paragraph 33 of
19 the First Amended Complaint not specifically admitted herein.

20 34. The Church is without sufficient knowledge and information to form a belief as to the
21 truthfulness of the allegations in paragraph 34 of the First Amended Complaint and therefore
22 denies the same.

1 35. The Church is without sufficient knowledge and information to form a belief as to the
2 truthfulness of the allegations in paragraph 35 of the First Amended Complaint and therefore
3 denies the same.

4 36. The Church is without sufficient knowledge and information to form a belief as to the
5 truthfulness of the allegations in paragraph 36 of the First Amended Complaint and therefore
6 denies the same.

7 37. The Church is without sufficient knowledge and information to form a belief as to the
8 truthfulness of the allegations in paragraph 37 of the First Amended Complaint and therefore
9 denies the same.

10 38. The Church denies that it operates any residential treatment programs. The Church lacks
11 sufficient knowledge and information to form a belief as to the truthfulness of the remaining
12 allegations in paragraph 38 of the First Amended Complaint and therefore denies the same.

13 39. The Church is without sufficient knowledge and information to form a belief as to the
14 truthfulness of the allegations in paragraph 39 of the First Amended Complaint and therefore
15 denies the same.

16 40. The Church admits that Defendant Philip Bussey previously served as an Area Seventy of
17 the Church. The Church lacks sufficient knowledge and information to form a belief as to the
18 truthfulness of the remaining allegations in paragraph 40 of the First Amended Complaint and
19 therefore denies the same.

20 41. The Church is without sufficient knowledge and information to form a belief as to the
21 truthfulness of the allegations in paragraph 41 of the First Amended Complaint and therefore
22 denies the same.

23 42. The Church denies the allegations in paragraph 42 of the First Amended Complaint.

1 43. The Church denies the allegations in paragraph 43 of the First Amended Complaint.

2 44. The Church admits that Defendants Philip and Cathy Bussey served as mission leaders in
3 Madrid, Spain, in 2018. The Church lacks sufficient knowledge and information to form a belief
4 as to the truthfulness of the remaining allegations in paragraph 44 of the First Amended Complaint
5 and therefore denies the same.
6

7 45. As affirmatively alleged in foregoing paragraph 8, above, the Church denies that while
8 Defendants Philip and Cathy Bussey served as mission leaders, they resided in a home owned by
9 the Church. The Church lacks sufficient knowledge and information to form a belief as to the
10 truthfulness of the remaining allegations in paragraph 45 of the First Amended Complaint and
11 therefore denies the same.

12 46. As affirmatively alleged in foregoing paragraph 9, above, the Church denies that it paid for
13 Defendant Paydan Bussey, Plaintiff, and Plaintiff's family to visit Madrid, Spain. The Church
14 lacks sufficient knowledge and information to form a belief as to the truthfulness of the remaining
15 allegations in paragraph 46 of the First Amended Complaint and therefore denies the same.
16

17 47. The Church is without sufficient knowledge and information to form a belief as to the
18 truthfulness of the allegations in paragraph 47 of the First Amended Complaint and therefore
19 denies the same.
20

21 48. The Church is without sufficient knowledge and information to form a belief as to the
22 truthfulness of the allegations in paragraph 48 of the First Amended Complaint and therefore
23 denies the same.

24 49. The Church is without sufficient knowledge and information to form a belief as to the
25 truthfulness of the allegations in paragraph 49 of the First Amended Complaint and therefore
26 denies the same.

1 50. The Church denies that it purchased or paid for any gifts, trinkets, blankets, sheets, or other
2 items for Defendant Paydan Bussey. The Church lacks sufficient knowledge and information to
3 form a belief as to the truthfulness of the remaining allegations in paragraph 50 of the First
4 Amended Complaint and therefore denies the same.

5
6 51. The Church is without sufficient knowledge and information to form a belief as to the
7 truthfulness of the allegations in paragraph 51 of the First Amended Complaint and therefore
8 denies the same.

9
10 52. The Church is without sufficient knowledge and information to form a belief as to the
11 truthfulness of the allegations in paragraph 52 of the First Amended Complaint and therefore
12 denies the same.

13
14 53. The Church is without sufficient knowledge and information to form a belief as to the
15 truthfulness of the allegations in paragraph 53 of the First Amended Complaint and therefore
16 denies the same.

17 54. The Church denies the allegations in paragraph 54 of the First Amended Complaint.

18 55. The Church is without sufficient knowledge and information to form a belief as to the
19 truthfulness of the allegations in paragraph 55 of the First Amended Complaint and therefore
20 denies the same.

21 56. The Church denies the allegations in paragraph 56 of the First Amended Complaint.

22 57. The Church denies the allegations in paragraph 57 of the First Amended Complaint.

23 58. The Church admits that the quoted language is an accurate quote from a past version of the
24 Church Handbook of Instructions. The Church denies the remaining allegations in paragraph 58
25 of the First Amended Complaint.

26 59. The Church denies the allegations in paragraph 59 of the First Amended Complaint.

1 60. The Church denies the allegations in paragraph 60 of the First Amended Complaint.

2 61. The Church denies the allegations in paragraph 61 of the First Amended Complaint.

3 62. The Church denies the allegations in paragraph 62 of the First Amended Complaint.

4 63. The Church denies the allegations in paragraph 63 of the First Amended Complaint to the
5 extent that they relate to the Church. The Church lacks sufficient knowledge and information to
6 form a belief as to the truthfulness of the remaining allegations in paragraph 63 of the First
7 Amended Complaint and therefore denies the same.

8
9 **FIRST CAUSE OF ACTION**
10 **Violation of the Trafficking Victims Protection Act**

11 64. The Church incorporates by reference its responses in paragraphs 1-63, above, as though
12 fully set forth herein.

13 65. The allegations in paragraph 65 of the First Amended Complaint are legal conclusions and
14 do not require a response. To the extent a response is required, the Church denies the allegations.

15 66. The allegations in paragraph 66 of the First Amended Complaint are legal conclusions and
16 do not require a response. To the extent a response is required, the Church denies the allegations.

17 67. The allegations in paragraph 67 of the First Amended Complaint are legal conclusions and
18 do not require a response. To the extent a response is required, the Church denies the allegations.

19 68. The allegations in paragraph 68 of the First Amended Complaint are legal conclusions and
20 do not require a response. To the extent a response is required, the Church denies the allegations.

21 69. The allegations in paragraph 69 of the First Amended Complaint are legal conclusions and
22 do not require a response. To the extent a response is required, the Church denies the allegations.

23 70. The Church denies the allegations in paragraph 70 of the First Amended Complaint.
24
25
26

1 71. The Church is without sufficient knowledge and information to form a belief as to the
2 truthfulness of the allegations in paragraph 71 of the First Amended Complaint and therefore
3 denies the same.

4 72. The Church is without sufficient knowledge and information to form a belief as to the
5 truthfulness of the allegations in paragraph 72 of the First Amended Complaint and therefore
6 denies the same.

7 73. The allegations in paragraph 73 of the First Amended Complaint are legal conclusions and
8 do not require a response. To the extent a response is required, the Church denies the allegations.
9

10 74. The allegations in paragraph 74 of the First Amended Complaint are legal conclusions and
11 do not require a response. To the extent a response is required, the Church denies the allegations.
12

13 75. The allegations in paragraph 75 of the First Amended Complaint are legal conclusions and
14 do not require a response. To the extent a response is required, the Church denies the allegations.
15

16 76. The Church denies the allegations in paragraph 76 of the First Amended Complaint.

17 77. The allegations in paragraph 77 of the First Amended Complaint are legal conclusions and
18 do not require a response. To the extent a response is required, the Church denies the allegations.
19

20 78. The allegations in paragraph 78 of the First Amended Complaint are legal conclusions and
21 do not require a response. To the extent a response is required, the Church denies the allegations.
22

23 79. The allegations in paragraph 79 of the First Amended Complaint are legal conclusions and
24 do not require a response. To the extent a response is required, the Church denies the allegations.
25

26 80. The Church denies the allegations in paragraph 80 of the First Amended Complaint,
including each and every allegation contained in subparagraphs a, b, c, d, and e.

81. The Church denies the allegations in paragraph 81 of the First Amended Complaint.

82. The Church denies the allegations in paragraph 82 of the First Amended Complaint.

1 83. The allegations in paragraph 83 of the First Amended Complaint do not relate to the Church
2 and therefore, no response is required. To the extent that a response is required, the Church denies
3 the allegations.

4 84. The Church admits that trafficking a child and having sexual relations with a child is
5 morally despicable. The Church denies all other allegations in paragraph 84 of the First Amended
6 Complaint not specifically admitted herein.

7 85. The Church denies the allegations in paragraph 85 of the First Amended Complaint.

8 86. The Church denies the allegations in paragraph 86 of the First Amended Complaint.

9 87. The allegations in paragraph 87 of the First Amended Complaint are legal conclusions and
10 do not require a response. To the extent a response is required, the Church denies the allegations.
11

12 88. The Church denies the allegations in paragraph 88 of the First Amended Complaint.

13 89. The Church denies the allegations in paragraph 89 of the First Amended Complaint.

14 90. The Church denies the allegations in paragraph 90 of the First Amended Complaint.

15 91. The Church denies the allegations in paragraph 91 of the First Amended Complaint.

16
17 **SECOND CAUSE OF ACTION**
18 **Violation of Statute 18 U.S.C. § 2421**

19 92. The Church incorporates by reference its responses in paragraphs 1-91, above, as though
20 fully set forth herein.

21 93. The allegations in paragraph 93 of the First Amended Complaint are legal conclusions and
22 do not require a response. To the extent a response is required, the Church denies the allegations.
23

24 94. The allegations in paragraph 94 of the First Amended Complaint are legal conclusions and
25 do not require a response. To the extent a response is required, the Church denies the allegations.
26

1 95. The allegations in paragraph 95 of the First Amended Complaint are legal conclusions and
2 do not require a response. To the extent a response is required, the Church denies the allegations.

3 96. The Church denies the allegations in paragraph 96 of the First Amended Complaint.

4 97. The Church denies the allegations in paragraph 97 of the First Amended Complaint.

5 98. The Church is without sufficient knowledge and information to form a belief as to the
6 truthfulness of the allegations in paragraph 98 of the First Amended Complaint and therefore
7 denies the same.

8 99. The Church denies the allegations in paragraph 99 of the First Amended Complaint.

9 100. The Church denies the allegations in paragraph 100 of the First Amended Complaint.

10 101. The Church denies the allegations in paragraph 101 of the First Amended Complaint.

11
12
13 **THIRD CAUSE OF ACTION**
14 **Violation of Statute 18 U.S.C. § 2422**

15 102. The Church incorporates by reference its responses in paragraphs 1-101, above, as though
16 fully set forth herein.

17 103. The allegations in paragraph 103 of the First Amended Complaint are legal conclusions
18 and do not require a response. To the extent a response is required, the Church denies the
19 allegations.

20 104. The allegations in paragraph 104 of the First Amended Complaint are legal conclusions
21 and do not require a response. To the extent a response is required, the Church denies the
22 allegations.

23 105. The allegations in paragraph 105 of the First Amended Complaint are legal conclusions
24 and do not require a response. To the extent a response is required, the Church denies the
25 allegations.
26

1 106. The Church denies the allegations in paragraph 106 of the First Amended Complaint.

2 107. The Church denies the allegations in paragraph 107 of the First Amended Complaint.

3 108. The Church denies the allegations in paragraph 108 of the First Amended Complaint.

4 109. The Church denies the allegations in paragraph 109 of the First Amended Complaint.

5
6 **FOURTH CAUSE OF ACTION**
7 **Violation of Statute 18 U.S.C. § 2423(a)**

8 110. The Church incorporates by reference its responses in paragraphs 1-109, above, as though
9 fully set forth herein.

10 111. The allegations in paragraph 111 of the First Amended Complaint are legal conclusions
11 and do not require a response. To the extent a response is required, the Church denies the
12 allegations.

13 112. The allegations in paragraph 112 of the First Amended Complaint are legal conclusions
14 and do not require a response. To the extent a response is required, the Church denies the
15 allegations.

16 113. The allegations in paragraph 113 of the First Amended Complaint are legal conclusions
17 and do not require a response. To the extent a response is required, the Church denies the
18 allegations.

19 114. The Church denies the allegations in paragraph 114 of the First Amended Complaint.

20 115. The Church denies those allegations in paragraph 115 of the First Amended Complaint
21 that are not specifically admitted in the foregoing paragraphs 1-114, above.

22 116. The Church is without sufficient knowledge and information to form a belief as to the
23 truthfulness of the allegations in paragraph 116 of the First Amended Complaint and therefore
24 denies the same.
25
26

1 117. The Church denies the allegations in paragraph 117 of the First Amended Complaint.

2 118. The Church denies the allegations in paragraph 118 of the First Amended Complaint.

3 119. The Church denies the allegations in paragraph 119 of the First Amended Complaint.

4
5 **FIFTH CAUSE OF ACTION**
6 **Violation of Statute 18 U.S.C. § 2423(b)**

7 120. The Church incorporates by reference its responses in paragraphs 1-119, above, as though
8 fully set forth herein.

9 121. The allegations in paragraph 121 of the First Amended Complaint are legal conclusions
10 and do not require a response. To the extent a response is required, the Church denies the
11 allegations.

12 122. The allegations in paragraph 122 of the First Amended Complaint are legal conclusions
13 and do not require a response. To the extent a response is required, the Church denies the
14 allegations.

15 123. The allegations in paragraph 123 of the First Amended Complaint are legal conclusions
16 and do not require a response. To the extent a response is required, the Church denies the
17 allegations.

18 124. The allegations in paragraph 124 of the First Amended Complaint are legal conclusions
19 and do not require a response. To the extent a response is required, the Church denies the
20 allegations.

21 125. The allegations in paragraph 125 of the First Amended Complaint are legal conclusions
22 and do not require a response. To the extent a response is required, the Church denies the
23 allegations.
24

25 126. The Church denies the allegations in paragraph 126 of the First Amended Complaint.
26

1 127. The allegations in paragraph 127 of the First Amended Complaint do not relate to the
2 Church and therefore, no response is required from the Church. To the extent that a response is
3 required, the Church denies the allegations.

4
5 **SIXTH CAUSE OF ACTION**
6 **Violation of Statute 18 U.S.C. § 2423(c)**

7 128. The Church incorporates by reference its responses in paragraphs 1-127, above, as though
8 fully set forth herein.

9 129. The allegations in paragraph 129 of the First Amended Complaint are legal conclusions
10 and do not require a response. To the extent a response is required, the Church denies the
11 allegations.

12 130. The allegations in paragraph 130 of the First Amended Complaint are legal conclusions
13 and do not require a response. To the extent a response is required, the Church denies the
14 allegations.

15 131. The allegations in paragraph 131 of the First Amended Complaint are legal conclusions
16 and do not require a response. To the extent a response is required, the Church denies the
17 allegations.

18 132. The allegations in paragraph 132 of the First Amended Complaint are legal conclusions
19 and do not require a response. To the extent a response is required, the Church denies the
20 allegations.

21 133. The allegations in paragraph 133 of the First Amended Complaint do not relate to the
22 Church and therefore, no response is required. To the extent that a response is required, the Church
23 denies the allegations.

24 134. The Church denies the allegations in paragraph 134 of the First Amended Complaint.
25
26

1 135. The allegations in paragraph 135 of the First Amended Complaint do not relate to the
2 Church and therefore, no response is required. To the extent that a response is required, the Church
3 denies the allegations.

4 **SEVENTH CAUSE OF ACTION**
5 **Violation of Statute 18 U.S.C. § 2423(c)**

6 136. The Church incorporates by reference its responses in paragraphs 1-135, above, as though
7 fully set forth herein.

8 137. The allegations in paragraph 137 of the First Amended Complaint are legal conclusions
9 and do not require a response. To the extent a response is required, the Church denies the
10 allegations.

11 138. The allegations in paragraph 138 of the First Amended Complaint are legal conclusions
12 and do not require a response. To the extent a response is required, the Church denies the
13 allegations.

14 139. The Church denies the allegations in paragraph 139 of the First Amended Complaint.

15 140. The Church denies the allegations in paragraph 140 of the First Amended Complaint.

16 141. The Church denies the allegations in paragraph 141 of the First Amended Complaint.

17 **EIGHTH CAUSE OF ACTION**
18 **Violation of Statute 18 U.S.C. § 2423(c)**

19 142. The Church incorporates by reference its responses in paragraphs 1-141, above, as though
20 fully set forth herein.

21 143. The allegations in paragraph 143 of the First Amended Complaint are legal conclusions
22 and do not require a response. To the extent a response is required, the Church denies the
23 allegations.

1 144. The allegations in paragraph 144 of the First Amended Complaint are legal conclusions
2 and do not require a response. To the extent a response is required, the Church denies the
3 allegations.

4 145. The allegations in paragraph 145 of the First Amended Complaint are legal conclusions
5 and do not require a response. To the extent a response is required, the Church denies the
6 allegations.

7 146. The allegations in paragraph 146 of the First Amended Complaint are legal conclusions
8 and do not require a response. To the extent a response is required, the Church denies the
9 allegations.
10

11 147. The Church denies the allegations in paragraph 147 of the First Amended Complaint.

12 148. The Church denies those allegations in paragraph 148 of the First Amended Complaint
13 that are not specifically admitted in the foregoing paragraphs 1-147, above.
14

15 149. The Church denies the allegations in paragraph 149 of the First Amended Complaint.

16 150. The Church denies the allegations in paragraph 150 of the First Amended Complaint.

17 151. The Church denies the allegations in paragraph 151 of the First Amended Complaint.

18 **NINTH CAUSE OF ACTION**

19 **Negligence**

20 152. The Church incorporates by reference its responses in paragraphs 1-151, above, as though
21 fully set forth herein.

22 153. The Church denies the allegations in paragraph 153 of the First Amended Complaint.

23 154. The Church denies the allegations in paragraph 154 of the First Amended Complaint.

24 155. The Church denies the allegations in paragraph 155 of the First Amended Complaint.

25 156. The Church denies the allegations in paragraph 156 of the First Amended Complaint.
26

1 157. The Church denies the allegations in paragraph 157 of the First Amended Complaint.

2 158. The Church denies the allegations in paragraph 158 of the First Amended Complaint.

3 **TENTH CAUSE OF ACTION**
4 **Sexual Assault of a Minor**

5 159. The Church incorporates by reference its responses in paragraphs 1-158, above, as though
6 fully set forth herein.

7 160. The Church is without sufficient knowledge and information to form a belief as to the
8 truthfulness of the allegations in paragraph 160 of the First Amended Complaint and therefore
9 denies the same.

10 161. The Church is without sufficient knowledge and information to form a belief as to the
11 truthfulness of the allegations in paragraph 161 of the First Amended Complaint and therefore
12 denies the same.

13 162. The Church is without sufficient knowledge and information to form a belief as to the
14 truthfulness of the allegations in paragraph 162 of the First Amended Complaint and therefore
15 denies the same.

16 163. The Church is without sufficient knowledge and information to form a belief as to the
17 truthfulness of the allegations in paragraph 163 of the First Amended Complaint and therefore
18 denies the same.

19 164. The Church is without sufficient knowledge and information to form a belief as to the
20 truthfulness of the allegations in paragraph 164 of the First Amended Complaint and therefore
21 denies the same.

1 165. The Church is without sufficient knowledge and information to form a belief as to the
2 truthfulness of the allegations in paragraph 165 of the First Amended Complaint and therefore
3 denies the same.

4 166. The allegations in paragraph 166 of the First Amended Complaint are legal conclusions
5 and do not require a response. To the extent a response is required, the Church denies the
6 allegations.

7 167. The allegations in paragraph 167 of the First Amended Complaint are legal conclusions
8 and do not require a response. To the extent a response is required, the Church denies the
9 allegations.
10

11 **ELEVENTH CAUSE OF ACTION**
12 **Intentional Infliction of Emotional Distress**

13 168. The Church incorporates by reference its responses in paragraphs 1-167, above as though
14 fully set forth herein.

15 169. The Church denies the allegations in paragraph 169 of the First Amended Complaint.

16 170. The Church denies the allegations in paragraph 170 of the First Amended Complaint.

17 171. The Church denies the allegations in paragraph 171 of the First Amended Complaint.

18 172. The Church denies the allegations in paragraph 172 of the First Amended Complaint.

19 173. The Church denies the allegations in paragraph 173 of the First Amended Complaint.

20 174. The Church denies the allegations in paragraph 174 of the First Amended Complaint.
21

22 **PRAYER FOR RELIEF**

23 The Church denies that Plaintiff is entitled to any of the relief requested in his Prayer for
24 Relief, including all relief requested in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15,
25 16, 17, 18, 19, 20, and 21 of the Prayer for Relief and all associated subparagraphs whether
26

1 denominated by letters (a, b, c, etc.) or numerals (i, ii, iii, etc.). In addition to its blanket denial of
2 all of Plaintiff's damages allegations, the Church specifically denies that Plaintiff is entitled to
3 recover any punitive damages against the Church.

4 **FIRST AFFIRMATIVE DEFENSE**

5 Plaintiff's First Amended Complaint fails to state a claim against the Church upon which
6 relief may be granted against this Defendant.

7 **SECOND AFFIRMATIVE DEFENSE**

8 The injury or damages allegedly sustained by the Plaintiff, if any, were caused solely by
9 the negligence or culpable conduct of individuals or entities other than the Church, for which the
10 Church is not legally liable.

11 **THIRD AFFIRMATIVE DEFENSE**

12 Plaintiff's action is barred by the First Amendment of the U.S. Constitution, as well as
13 Article 1, Section 11 of the Washington State Constitution.

14 **FOURTH AFFIRMATIVE DEFENSE**

15 Plaintiff's claims are barred by the equitable doctrines of waiver and estoppel based on the
16 actions or omissions of Plaintiff's parents who were aware of Defendant Paydan Bussey's history,
17 and on whose actions or omissions the Church reasonably relied.

18 **FIFTH AFFIRMATIVE DEFENSE**

19 Plaintiff's claims are barred by a lack of proximate causation and legal sufficiency for any
20 claim for damages. Plaintiff's alleged damages were not proximately caused by the Church.
21
22
23
24
25
26

1 **SIXTH AFFIRMATIVE DEFENSE**

2 Plaintiff's claims are barred, in whole or in part, to the extent his damages are caused or
3 contributed to by the conduct of persons or parties over which the Church had no control or right
4 of control.

5 **SEVENTH AFFIRMATIVE DEFENSE**

6 The Church did not owe a statutory or common law duty to Plaintiff, nor did it breach any
7 such duty thereby giving rise to Plaintiff's claims. Others did have such a duty, but the Church is
8 not liable for their conduct.

9 **EIGHTH AFFIRMATIVE DEFENSE**

10 Plaintiff's claims are barred in whole or in part based on the comparative fault of
11 individuals or entities other than the Church that caused Plaintiff's alleged damages. As such, any
12 damages awarded should be apportioned according to relative fault under RCW 4.22.070 and
13 applicable case law.

14 **NINTH AFFIRMATIVE DEFENSE**

15 Defendant Paydan Bussey, the alleged perpetrator responsible for the abuse of Plaintiff and
16 the resulting damages, was not acting as an agent for the Church in connection with any of the
17 allegations in the First Amended Complaint.

18 **TENTH AFFIRMATIVE DEFENSE**

19 Plaintiff's claim for punitive damages violates the Church's due process rights, is barred
20 or limited by the Fifth and Fourteenth Amendments to the U.S. Constitution, and is otherwise not
21 recoverable under Washington law, which is the applicable law.

1 **ELEVENTH AFFIRMATIVE DEFENSE**

2 The Church did not know, nor did it have reason to know, that the alleged perpetrator had
3 abused, was abusing, or intended to abuse the Plaintiff. Nor did the Church recklessly or otherwise
4 disregard any facts that would have informed it of such abuse.

5 **TWELFTH AFFIRMATIVE DEFENSE**

6 The Church was not a party to any venture, nor did it knowingly participate in any venture,
7 that engaged in the alleged abusive conduct against the Plaintiff or any other illegal or abusive
8 conduct, including that prohibited by 18 U.S.C. § 1591, *et seq.*

9 **THIRTEENTH AFFIRMATIVE DEFENSE**

10 The Church did not knowingly benefit, or attempt or conspire to benefit, financially or by
11 receiving anything of value, from any venture or participation in any venture that engaged in the
12 alleged abusive conduct against Plaintiff or any other illegal or abusive conduct, including that
13 prohibited by 18 U.S.C. § 1591, *et seq.*

14 **FOURTEENTH AFFIRMATIVE DEFENSE**

15 This matter should be stayed under 18 U.S.C. § 1595(b) to the extent there is an ongoing
16 criminal action arising out of the same occurrence in which the Plaintiff is the victim.

17 **FIFTEENTH AFFIRMATIVE DEFENSE**

18 The Church did not knowingly transport or attempt to transport Plaintiff, or any other
19 individual, including any individual under the age of 18 years, with the intent that such person
20 engage in prostitution or any other illicit or criminal sexual activity.
21
22
23
24
25
26

1 **SIXTEENTH AFFIRMATIVE DEFENSE**

2 The Church did not knowingly persuade, induce, entice, or coerce Plaintiff or any other
3 individual to travel with the purpose or intent that such person engage in prostitution or any other
4 illicit or criminal sexual activity. Nor did it attempt to engage in any such conduct.
5

6 **SEVENTEENTH AFFIRMATIVE DEFENSE**

7 The Church did not use the mail or any facility or means of interstate or foreign commerce
8 to knowingly persuade, induce, entice, or coerce any individual, including any individual under
9 the age of 18 years, to engage in prostitution or any other illicit or criminal sexual activity. Nor
10 did it attempt to engage in any such conduct.

11 **EIGHTEENTH AFFIRMATIVE DEFENSE**

12 The Church did not knowingly provide travel assistance to any individual with the intent
13 that such individual would engage in, or attempt to engage in, illicit or criminal sexual conduct or
14 activity. Nor did it attempt to engage in any such conduct.
15

16 **NINETEENTH AFFIRMATIVE DEFENSE**

17 No officer, director, employee, or agent of the Church in this matter used their connection
18 or affiliation with the Church to make use of the mail or other means of interstate commerce to
19 commit an act in furtherance of the illicit or criminal sexual conduct alleged here. Nor did they
20 attempt to do so.
21

22 **TWENTIETH AFFIRMATIVE DEFENSE**

23 The Church did not receive, or propose to receive, any commercial advantage or financial
24 gain through the arrangement, induction, procurement, or facilitation of travel for any person
25 knowing that such person travelled with the intent to engage in illicit or criminal sexual activity.
26

1 **TWENTY-FIRST AFFIRMATIVE DEFENSE**

2 Neither the Church nor any of its officers, directors, or agents involved in this matter
3 intended to engage in prostitution or any other illicit or criminal sexual activity at the time of
4 transportation or travel to the location of the alleged misconduct.
5

6 **TWENTY-SECOND AFFIRMATIVE DEFENSE**

7 Neither the Church nor any of its officers, directors, or agents involved in this matter
8 intentionally, willfully, maliciously, or with reckless disregard engaged in any extreme or
9 outrageous conduct causing the Plaintiff severe emotional distress.

10 **TWENTY-THIRD AFFIRMATIVE DEFENSE**

11 The injuries and damages of which Plaintiff complains were directly and proximately
12 caused or contributed to by the acts of other persons and/or entities. Those acts were intervening
13 and superseding causes of the alleged injuries and resulting damages, if any, of which Plaintiff
14 complains, thus barring Plaintiff from any recovery against the Church.
15

16 **TWENTY-FOURTH AFFIRMATIVE DEFENSE**

17 Plaintiff's claims for damages against Defendant are barred, in whole or in part, because
18 they are speculative.

19 **TWENTY-FIFTH AFFIRMATIVE DEFENSE**

20 During all relevant times pleaded in the Complaint, clergy were not mandated reporters.
21

22 **TWENTY-SIXTH AFFIRMATIVE DEFENSE**

23 The Church reserves the right to assert all other defenses and affirmative defenses available
24 under Rule 8 of the Federal Rules of Civil Procedure and under the applicable common law, as
25 evidence relating to any such defenses and affirmative defenses arises during discovery in this
26 action.

1 The Church has or may have other defenses or affirmative defenses that are not known at
2 this time, but which may be ascertained in the future. The Church reserves the right to assert such
3 defenses or affirmative defenses as they arise.

4 **JURY DEMAND**

5 Pursuant to Fed. R. Civ. P. 38 and Western District of Washington LCR 38(d), the Church
6 demands a trial by jury of all issues.

7 **PRAYER FOR RELIEF**

8 WHEREFORE, having fully answered Plaintiff's First Amended Complaint, the Church
9 prays for judgment as follows:
10

- 11 1. Dismissal of Plaintiff's First Amended Complaint with prejudice;
- 12 2. Entry of Judgment in favor of the Church;
- 13 3. An award of recoverable costs and attorney's fees incurred in defending Plaintiff's
14 claims; and
- 15 4. Entry of such further relief in favor of the Church and against Plaintiff as deemed just
16 and equitable.
17

18 Dated: May 9, 2025

19 By: *s/ Harry H. Schneider, Jr.*

20 Harry H. Schneider, Jr., Bar No. 9404
21 Meeghan Dooley, Bar No. 61735
22 **Perkins Coie LLP**
23 1201 Third Avenue, Suite 4900
24 Seattle, Washington 98101-3099
25 Telephone: +1.206.359.8000
26 Facsimile: +1.206.359.9000
HSchneider@perkinscoie.com
MDooley@perkinscoie.com

*Attorneys for Defendants The Church of the
Latter-Day Saints and Thayne Lyman*

CERTIFICATE OF SERVICE

I certify under penalty of perjury that on May 9, 2025, I caused to be electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send a notification of the filing to the email addresses indicated on the Court’s Electronic Mail Notice List.

Dated: May 9, 2025

s/ Harry H. Schneider, Jr.
Harry H. Schneider, Jr.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

Filename: 2025-05-09 - Bussey - First Amended Complaint - Answer of the
Church - Final(181582174.1).docx
Directory: C:\Users\starj\Documents
Template: C:\Users\starj\AppData\Roaming\Microsoft\Templates\normal.dot
m
Title:
Subject:
Author: Starr, June (SEA)
Keywords:
Comments:
Creation Date: 5/9/2025 3:26:00 PM
Change Number: 3
Last Saved On: 5/9/2025 3:26:00 PM
Last Saved By: Dooley, Meeghan (SEA)
Total Editing Time: 1 Minute
Last Printed On: 5/9/2025 4:03:00 PM
As of Last Complete Printing
Number of Pages: 26
Number of Words: 6,358 (approx.)
Number of Characters: 32,937 (approx.)

The Honorable Thomas S. Zilly

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

BRANDON BUSSEY and HEIDI BUSSEY,
individually and as guardians of minor, H.B.,

Plaintiffs,

vs.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN BUSSEY,
THAYNE LYMAN, PHILIP BUSSEY,
CATHY BUSSEY, and DOES 1-100,
INCLUSIVE,

Defendants.

) **CASE NO. 2:25-cv-00197-TSZ**
)
) **DECLARATION OF HEATHER M.**
) **COVER IN SUPPORT OF**
) **PLAINTIFFS' MOTION FOR**
) **VOLUNTARY DISMISSAL,**
) **WITHOUT PREJUDICE**

I, Heather M. Cover, hereby declare as follows:

1. I am one of the counsel of record for Plaintiffs in the above-captioned action. I am over the age of 18, and competent to testify. I make this declaration based on my personal knowledge, or where indicated, on information obtained from other plaintiffs' counsel of record. I declare under penalty of perjury under the laws of the State of Washington that the following is true and correct.

2. On or about September 12, 2025, Plaintiffs agreed to resolve the Counterclaim brought against them by Defendants Philip and Cathy Bussey. It is my understanding that a

1 portion of the agreed-upon settlement funds has already been transmitted to counsel for Cathy
2 and Philip Bussey.

3 3. It is the undersigned's understanding that Plaintiffs have decided to dismiss their
4 claim in this action due to a number of extraneous circumstances that have frustrated their ability
5 to proceed with their claim. In particular, Plaintiffs' lives underwent a significant
6 transformation following H.B.'s recent diagnosis of autism and his family's subsequent
7 relocation across the country. It is the undersigned's further understanding that, although
8 Plaintiffs have a fragile mental state and have experienced trauma, they are nevertheless actively
9 participating in Defendant Paydan Bussey's criminal proceedings in Utah. Plaintiffs' primary
10 concern at this time is participating in the criminal proceedings and ensuring their son's mental
11 well-being.

12 4. As of the date of the instant motion for voluntary dismissal, no discovery has
13 been propounded and no depositions have been scheduled or conducted.

14 DATED this 3rd day of October, 2025, in Hawthorne, California.

15 ROGERS & COVER, PLLC

16 s/ Heather M. Cover

17 Heather Cover, WSBA #52146

18 Attorneys for Plaintiffs

19 705 Second Avenue, Suite 1500

20 Seattle, WA 98104

21 Telephone: (206) 621-8525

22 E-mail: heather@jsrogerslaw.com

The Honorable Thomas S. Zilly

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

BRANDON BUSSEY and HEIDI BUSSEY,
individually and as guardians of minor, H.B.,

Plaintiffs,

vs.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN BUSSEY,
THAYNE LYMAN, PHILIP BUSSEY,
CATHY BUSSEY, and DOES 1-100,
INCLUSIVE,

Defendants.

) **CASE NO. 2:25-cv-00197-TSZ**
)
) **DECLARATION OF HEATHER M.**
) **COVER IN SUPPORT OF**
) **PLAINTIFFS' MOTION FOR**
) **VOLUNTARY DISMISSAL,**
) **WITHOUT PREJUDICE**

I, Heather M. Cover, hereby declare as follows:

1. I am one of the counsel of record for Plaintiffs in the above-captioned action. I am over the age of 18, and competent to testify. I make this declaration based on my personal knowledge and declare under penalty of perjury under the laws of the State of Washington that the following is true and correct.

2. On or about September 12, 2025, Plaintiffs agreed to resolve the Counterclaim brought against them by Defendants Philip and Cathy Bussey. It is my understanding that a portion of the agreed-upon settlement funds has already been transmitted to counsel for Cathy

1 and Philip Bussey.

2 DATED this 1st day of October, 2025, in Hawthorne, California.

3 ROGERS & COVER, PLLC

4 s/ Heather M. Cover
Heather Cover, WSBA #52146
5 Attorneys for Plaintiffs
705 Second Avenue, Suite 1500
6 Seattle, WA 98104
Telephone: (206) 621-8525
7 E-mail: heather@jsrogerslaw.com

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

The Honorable Thomas S. Zilly

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

BRANDON BUSSEY and HEIDI BUSSEY,
individually and as guardians of minor, H.B.,

Plaintiffs,

vs.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN BUSSEY,
THAYNE LYMAN, PHILIP BUSSEY,
CATHY BUSSEY, and DOES 1-100,
INCLUSIVE,

Defendants.

CASE NO. 2:25-cv-00197-TSZ

DECLARATION OF HEATHER M.

COVER IN SUPPORT OF

PLAINTIFFS' RESPONSE IN

OPPOSITION TO DEFENDANT THE

CHURCH OF JESUS CHRIST OF

LATTER-DAY SAINTS' MOTION TO

TRANSFER

I, Heather M. Cover, hereby declare as follows:

1. I am one of the counsel of record for Plaintiffs in the above-captioned action. I am over the age of 18, and competent to testify. I make this declaration based on my personal knowledge and declare under penalty of perjury under the laws of the State of Washington that the following is true and correct.

2. Attached hereto as **Exhibit 1** is a true and correct copy of the King County Sheriff's Office's investigation reports regarding Defendant Paydan Bussey's sexual abuse of the minors that occurred in or about January 2024. Copies of these reports were produced to

1 defendants as part of Plaintiffs’ initial disclosures in this action. The redactions reflected in the
2 reports were made by the King County Sheriff’s Office when the records were produced to my
3 office, and my office further redacted additional information to be in compliance with the local
4 rules.

5 3. Attached hereto as **Exhibit 2** is a true and correct copy of an email from
6 Defendants Philip and Cathy Bussey, dated April 13, 2013, a copy of which was produced to
7 defendants as part of Plaintiffs’ initial disclosures in this action.

8 4. Attached hereto as **Exhibit 3** is a true and correct copy of an email from
9 Defendants Philip Bussey, Cathy Bussey and Padan Bussey to the “Support Team,” dated July
10 11, 2015, a copy of which was produced to defendants as part of Plaintiffs’ initial disclosures
11 in this action.

12 5. Attached hereto as **Exhibit 4** is a true and correct copy of the document titled
13 “JRA Commitment Dispositional Report to Court,” my office received from the King County
14 Superior Court in response to a public records request on September 25, 2025. This document
15 was produced with redactions.

16 6. Attached hereto as **Exhibit 5** are true and correct copies of Plaintiffs’
17 Declarations of Domicile filed in the Florida Hillsborough County Circuit Court.

18 7. Attached hereto as **Exhibit 6** is a true and correct copy of Defendants The
19 Church of Jesus Christ of Latter-day Saints and Thayne Lyman’s Initial Disclosures, dated June
20 16, 2025.

21 8. Attached hereto as **Exhibit 7** is a true and correct copy of Plaintiffs’ Initial
22 Disclosures served on defendants in this matter on June 16, 2025. Out of an abundance of
23 caution, redactions were made by my office to the names of several witnesses who were minors

1 at the time of Defendant Paydan Bussey's sexual abuse in 2012.

2 DATED this 1st day of October, 2025, in Hawthorne, California.

3 ROGERS & COVER, PLLC

4 s/ Heather M. Cover
Heather Cover, WSBA #52146
5 Attorneys for Plaintiffs
705 Second Avenue, Suite 1500
6 Seattle, WA 98104
Telephone: (206) 621-8525
7 E-mail: heather@jsrogerslaw.com

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

EXHIBIT 1

King County Sheriff's Office

Case # C24002867 - Summary Report

REPORT DATE / TIME Jan 25, 2024 16:52	AGENCY / DISTRICT / REPORTING AREA / SUBDIVISION 4 / SUBDIVISION 5 Agency UNC KING CO / District C2 / Reporting Area C02009	OFFENSE/INCIDENT START DATE / TIME - OFFENSE/INCIDENT END DATE / TIME Jan 24, 2024 16:00
--	--	---

REPORT AUTHOR
Amy Crawford #000108643

REPORT TAKEN LOCATION
32440 SE 54TH ST, FALL CITY, WA 98024

IS TRANSIT?
 YES NO

- EVENT STATISTICS
- | | |
|--|--|
| <input type="checkbox"/> 6 - Problem Solving Related | <input type="checkbox"/> 8 - Pursuit Involved |
| <input type="checkbox"/> CC - Use of Force | <input type="checkbox"/> CC - Suicidal |
| <input type="checkbox"/> 9 - Domestic Violence | <input checked="" type="checkbox"/> Juvenile Involved |
| <input type="checkbox"/> Drugs Involved | <input type="checkbox"/> 3 - Deputy Assaulted - No Weapon |
| <input type="checkbox"/> 1 - Hazard Existed | <input type="checkbox"/> Alcohol Involved |
| <input type="checkbox"/> 4 - Deputy Assaulted - Weapon | <input type="checkbox"/> 2 - Gang Related |
| <input type="checkbox"/> CC - Crisis Call | <input type="checkbox"/> Aid Required |
| <input type="checkbox"/> 5 - Hate Crime | <input type="checkbox"/> Weapons Involved |
| <input type="checkbox"/> 7 - Anti-Harrassment, Non-DV Only | <input type="checkbox"/> CC - Mental Health Related |
| <input type="checkbox"/> 0 - No Apparent Hazard | <input type="checkbox"/> King County Parks |
| <input type="checkbox"/> N - Follow-up Over Phone | <input type="checkbox"/> COVID |
| <input type="checkbox"/> GVRU | <input type="checkbox"/> Note 2 - Anti-Harassment/DVs require report |
| <input type="checkbox"/> Eluding No Pursuits | |

NARRATIVE

RP called to report that her 6 y/o son was touched in appropriately by her friend while at his parents house (residence). Report taken.

REPORTING PARTY-1

REPORTING PARTY-1 (PERSON) R-1 3C [REDACTED]		DOB / ESTIMATED AGE RANGE 1980- [REDACTED]	
SEX Female	RACE / ETHNICITY White (W)	PHONE NUMBER 3C [REDACTED] (primary, Mobile Phone)	EMAIL ADDRESS 3C [REDACTED] (Personal Email)
HOME ADDRESS 3C [REDACTED], REDMOND, WA 98053			BEEN AT LOCATION SINCE Jan 1, 2024
REPORTING PARTY SIGNATURE			

OFFENSE-1

REPORTING OFFICER SIGNATURE / DATE Amy Crawford #000108643 Jan 25, 2024 19:09 (e-signature)	SUPERVISOR SIGNATURE / DATE Andrew Shears #000074885 Jan 26, 2024 20:40 (e-signature)
PRINT NAME Amy Crawford #000108643	PRINT NAME Andrew Shears #000074885

OFFENSE CODE

140 - CHILD MOLESTATION

OFFENSE START DATE

Jan 24, 2024 16:30

OFFENSE END DATE

Jan 24, 2024 16:40

OFFENSE COMPLETION

COMPLETED
 ATTEMPTED

SUSPECTED HATE CRIME

YES NO

SUSPECTED COMPUTER/ HANDHELD DEVICE USE

YES NO

SUSPECTED ALCOHOL CONSUMPTION

YES NO

SUSPECTED DRUG USE

YES NO

DOMESTIC VIOLENCE

YES NO

WEAPON / FORCE INVOLVED

Unknown

GANG INFORMATION

None/Unknown

INCLUDES CARGO THEFT

YES NO

OFFENSE LOCATION

LOCATION NAME / STREET ADDRESS/LOCATION NAME / APT, UNIT, STE / DESCRIPTION

32440 SE 54TH ST

CITY

FALL CITY

STATE

WA

ZIP

98024

COUNTRY CODE

US

LOCATION CATEGORY

Residence/ Home / Apartment

AGENCY / DISTRICT / REPORTING AREA / SUBDIVISION 4 / SUBDIVISION 5

Agency UNC KING CO / District C2 / Reporting Area C02009

VICTIMS-1

VICTIMS-1 NAME (LAST, FIRST MIDDLE)

V-1 3C

DOB / ESTIMATED AGE RANGE

2017- (juvenile)

SEX

Male

RACE / ETHNICITY

White (W)

PHONE NUMBER

3C (primary, Mobile Phone)

HOME ADDRESS

3C UNION HILL-NOVELTY HILL, WA 98053

VICTIM IS OFFICER

YES NO

SUSPECTS-1

SUSPECTS-1 NAME (LAST, FIRST MIDDLE)

S-1 BUSSEY, PAYDAN Gregory

DOB / ESTIMATED AGE RANGE

1998-

SEX

Male

RACE / ETHNICITY

White (W)

PHONE NUMBER

(425) 222-3771 (Mobile Phone), (425) 395-5708 (primary, Mobile Phone), (425) 392-0683 (Home Phone)

HOME ADDRESS

32440 SE 54 ST, FALL CITY, WA 98024

VEHICLE / PROPERTY & ITEMS SUMMARY

DESCRIPTION / MAKE / MODEL / COLOR

Suspect Photo / Multi Colored

STATUS / DATE / REASON FOR CUSTODY

Evidence / Jan 24, 2024 / Evidence

VIN # / SERIAL #

QTY.

TOTAL (\$) VALUE

UNKNOWN

RELATIONSHIPS ADDENDUM

NAME

3C

RELATIONSHIP

ENEMY OF

SUBJECT

PAYDAN Gregory BUSSEY

NAME

3C

RELATIONSHIP

FRIEND OF

SUBJECT

PAYDAN Gregory BUSSEY

NAME

3C

RELATIONSHIP

CHILD OF

SUBJECT

3C

NAME

3C

RELATIONSHIP

PLAYS WITH

SUBJECT

PAYDAN Gregory BUSSEY

PROPERTY & ITEMS ADDENDUM

REPORTING OFFICER SIGNATURE / DATE

Amy Crawford #000108643 Jan 25, 2024 19:09 (e-signature)

PRINT NAME

Amy Crawford #000108643

SUPERVISOR SIGNATURE / DATE

Andrew Shears #000074885 Jan 26, 2024 20:40 (e-signature)

PRINT NAME

Andrew Shears #000074885

C24002867-1 OTHER ITEM - SUSPECT PHOTO

ITEM CATEGORY

Digital Evidence (for Evidence.com)

DESCRIPTION

Suspect Photo

COLOR

Multi Colored

STATUS

Evidence

STATUS DATE

Jan 24, 2024

TOTAL (\$) VALUE

UNKNOWN

IN POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Evidence

RECOVERING OFFICER / ID # / PERSON

Amy Crawford #000108643

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

Evidence.com > Evidence.com

RECOVERED LOCATION

3C [REDACTED] UNION HILL-NOVELTY HILL, WA 98053

This report was generated in Mark43 and the e-signature was affixed using the undersigned officer's unique login and password. I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and belief.

ELECTRONICALLY SIGNED

Amy Crawford

DATE

01/25/2024

PLACE

King County, WA

REPORTING OFFICER SIGNATURE / DATE

Amy Crawford #000108643 Jan 25, 2024 19:09 (e-signature)

PRINT NAME

Amy Crawford #000108643

SUPERVISOR SIGNATURE / DATE

Andrew Shears #000074885 Jan 26, 2024 20:40 (e-signature)

PRINT NAME

Andrew Shears #000074885

Case # C24002867 - Custodial Property Summary Report**VEHICLE / PROPERTY & ITEMS SUMMARY**

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
Suspect Photo / Multi Colored	Evidence / Jan 24, 2024 / Evidence			UNKNOWN
thumb drive with 2 F1's / Black	Evidence / Feb 5, 2024 / Evidence		1	UNKNOWN

PROPERTY & ITEMS ADDENDUM**C24002867-1 OTHER ITEM - SUSPECT PHOTO**

ITEM CATEGORY

Digital Evidence (for Evidence.com)

DESCRIPTION

Suspect Photo

COLOR

Multi Colored

STATUS

Evidence

STATUS DATE

Jan 24, 2024

TOTAL (\$) VALUE

UNKNOWN

IN POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Evidence

RECOVERING OFFICER / ID # / PERSON

Amy Crawford #000108643

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

Evidence.com > Evidence.com

RECOVERED LOCATION

3C [REDACTED], UNION HILL-NOVELTY HILL, WA 98053

C24002867-2 OTHER ITEM - THUMB DRIVE WITH 2 F1'S

ITEM CATEGORY

Computer Hardware/ Software (Includes desktops/laptops, thumb drives, external hard drives, video games & consoles)

DESCRIPTION

thumb drive with 2 F1's

COLOR

Black

STATUS

Evidence

STATUS DATE

Feb 5, 2024

TOTAL (\$) VALUE

UNKNOWN

QUANTITY

1

IN POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Evidence

RECOVERING OFFICER / ID # / PERSON

Alexis Pearlstein #000109528

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

CID > CID EVIDENCE ROOM

RECOVERED LOCATION

1211 E ALDER ST, 12TH AVE & ACCESS RD, SEATTLE, WA 98122

This report was generated in Mark43 and the e-signature was affixed using the undersigned officer's unique login and password. I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and belief.

ELECTRONICALLY SIGNED

Amy Crawford

DATE

01/25/2024

PLACE

King County, WA

Case # C24002867 - Supplement - 1 Report

REPORT DATE / TIME Jan 25, 2024 17:16	OFFENSE/INCIDENT START DATE / TIME - OFFENSE/INCIDENT END DATE / TIME Jan 24, 2024 16:00	REPORT AUTHOR Amy Crawford #000108643
--	---	--

REPORT DESCRIPTION
Primary Incident Report

SUPPLEMENT TYPE - ONLY SELECT ONE
Primary Incident Report

NARRATIVE

On January 24, 2024 at about 1830 hrs., I was dispatched to a report of a sexual assault which occurred at 32440 SE 54th Street in Fall City. I contacted the RP [3C] (DOB [3C]/80) at her residence located at: [3C]

Upon arrival, [3C] initially met me outside in the driveway. She stated that her two young children were inside and had never met police before. [3C] appeared nervous and scared. I reassured her that I was friendly and would not "scare" her boys. She felt comfortable enough to let me inside so we could speak further. I introduced myself to the boys who were laying on the floor with pillows and oversized stuffies watching tv. They jumped up and were excited, smiling and appeared happy. I walked past them and sat down at the dining room table with [3C]

[3C] sat down with me. She took a second to compose herself. I could see her hands were slightly shaking and she appeared stressed out, pulling her hair back and rubbing her eyes.

From speaking with her I was able to ascertain the following:

[3C] and her two young boys recently moved into the house in unincorporated Redmond at the beginning of January. She works at the Redmond Costco as a front end employee. She is separated from her husband who is now living in the family residence also located in unincorporated Redmond.

[3C] befriended a co-worker who also is an employee at the Redmond Costco and works in the tire center, named Payden G. Bussey (DOB [3C] 1998). The two became friends, but [3C] was adamant it was only a friendship and never anything on a romantic level. She often would meet up with him outside of work. Bussey is aware that [3C] has two young children. He had not met them until about January 5.

Around January 5, [3C] asked Bussey if he could help her with moving into the house she just rented ([3C]). Bussey helped with the moving in process as well as meeting her kids. She recalls nothing out of the ordinary happening on this day.

On January 24, Bussey came over to [3C] house at about 1500 hrs. He suggested to her that they all should go back to his house so the kids could play on the playground that he has in his backyard. [3C] did not object to his, however with the time of day, she wanted to stop at the store first and pick up some items for the kids to eat and drink.

All four of them then drove down to Albertson's located at about the 23600 block of Redmond Fall City Road. Bussey drove them in his car. They then proceeded out to Fall City and to Bussey's house located at: 32440 SE 54th Street.

Once there, [3C] stated she unpacked the groceries and placed them into a refrigerator in the garage. They all entered into the house. The older sibling, identified as: [3C], ran downstairs to the daylight basement and out the back door to the playset out back. [3C] went out there with him to monitor. She noted the time was about 1620 hrs. At about 1630 hrs., she began to wonder where her other child was, [3C]. At 1631 hrs., she called Bussey's phone telling him to come outside with [3C]. [3C] also confirmed that there was no one else at the house, just the four of them, albeit the house is actually owned by Philip and Cathy Bussey per public records and presumed the parents of Payden.

Upon ending the call, she saw [3C] running out to the playset. A few minutes later, it started to rain, so they all went back inside. [3C] mentioned to [3C] that he needed to use the bathroom. [3C] went with him. While using the bathroom, [3C] told [3C] "Payden touched my privates." [3C] said nothing to [3C]. He finished using the bathroom and they both exited.

[3C] stated that Bussey was listening and had heard [3C] tell her about Bussey's actions when they came out of the bathroom. Without her prompting, Bussey stated to [3C] "Can I talk to you?" [3C] told him a direct tone, "no, drive me home."

[3C] then told him that they were no longer friends anymore. He responded to her, telling her, "there is something wrong with me" and that he became "horny" after touching him (presumed in reference to [3C]) and that he was "sorry". Further he told her, "I understand if we are not friends anymore."

REPORTING OFFICER SIGNATURE / DATE Amy Crawford #000108643 Jan 25, 2024 19:09 (e-signature)	SUPERVISOR SIGNATURE / DATE Andrew Shears #000074885 Jan 26, 2024 20:40 (e-signature)
PRINT NAME Amy Crawford #000108643	PRINT NAME Andrew Shears #000074885

Per 3C Bussey did drive all of them home without incident. Once she arrived home, she settled the boys in, called a friend, and then called police to report the incident.

I asked 3C if she had any pictures of Bussey. She showed me her phone of the contact photo she has set for him. It is a picture of her and Bussey sitting at table. I took a picture of this photo and uploaded it to evidence.com. I made no mention or asked if she was aware that Bussey is a registered sex offender as to risk upsetting her more knowing that this detail would be discussed in due time with detectives.

I provided 3C a DVPA and noted some resources on it for her. I also suggested she contact the EAP through her employer for more assistance. She told me that she was on some kind of emergency leave as she does not want to go back to work knowing that Bussey is there also. I suggested she also contact her human resources department, however, she was firm that she did not want them to know what was going on. I provided her a business card with the business line for the Special Assault Unit.

On January 25, I called 3C and suggested she take 3C to Children's Hospital and request a SANE exam for 3C. This was completed and the Special Assault Unit was notified.

This concludes my involvement in this incident.

This report was generated in Mark43 and the e-signature was affixed using the undersigned officer's unique login and password. I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and belief.

ELECTRONICALLY SIGNED	DATE	PLACE
Amy Crawford	01/25/2024	King County, WA

REPORTING OFFICER SIGNATURE / DATE
 Amy Crawford #000108643 Jan 25, 2024 19:09 (e-signature)
 PRINT NAME
 Amy Crawford #000108643

SUPERVISOR SIGNATURE / DATE
 Andrew Shears #000074885 Jan 26, 2024 20:40 (e-signature)
 PRINT NAME
 Andrew Shears #000074885

Case # C24002867 - Supplement - 2 Report

REPORT DATE / TIME Jan 29, 2024 17:43	OFFENSE/INCIDENT START DATE / TIME - OFFENSE/INCIDENT END DATE / TIME Jan 24, 2024 16:20 - 16:30	REPORT AUTHOR Alexis Pearlstein #000109528
--	---	---

REPORT DESCRIPTION

Follow-Up Lead: Pearlstein

SUPPLEMENT TYPE - ONLY SELECT ONE

Follow-up - Lead

NARRATIVE

Case Summary: On January 24, 2024, 3C and her children went over to co-worker Paydan Bussey (DOB 1998)'s parents house located in Fall City: 32440 SE 54th St., Fall City, WA. While 3C and one of her children were in the yard playing, she noticed that her other son, 3C (DOB /2017) and Bussey had been gone for a while. When Bussey and 3C re-emerged from wherever they were, 3C told 3C that Bussey had touched his private parts. Bussey overheard 3C tell 3C this, and he admitted to her that there is something wrong with him and that he became "horny" after touching 3C. Bussey then drove 3C and her children home.

KCSARC: Yes, referral made.

CPS Intake: No.

Suspect Contacted: Yes. No statement made, has an attorney.

Recorded Statements: 3C and 3C forensic interviews.

Case Status: Cleared by Arrest.

January 29, 2024

I was assigned as the Detective for this case and read Deputy Crawford's report. After reading the report, I called 3C mother, 3C to introduce myself and ask her about availability for a forensic interview for 3C. 3C told me she was available all day on Wednesday (1/31), Monday (2/5) and Tuesday (2/6). I told 3C I would contact the forensic interviewer and ask about her availability on those days. When I asked 3C about advocacy for her son 3C she said yes, and that she would appreciate a referral to KCSARC.

At 1718 hours, I emailed child forensic interviewer Shana Macleod asking about her availability for the above dates 3C requested.

At 1740 hours, I sent an email to the KCSARC intake line with a referral for 3C

January 30, 2024

I received an email from Shana Macleod at 0809 hours with her interview availability. Shana advised she didn't have any availability tomorrow, but was available on Monday (2/5) at 11:30am or Tuesday (2/6) at 1:30pm. I contacted 3C and shared with her the information that Shana had shared with me. 3C agreed that the best time for the forensic interview would be Monday (2/5) at 11:30am. I told 3C I would let Shana know and I sent her the location and directions for how to get to the forensic interview on Monday. I emailed Shana and she confirmed that we were set for Monday at 11:30am.

February 5, 2024

I arrived at 1211 E Alder St. Seattle, WA at approximately 1115 hours. When I arrived, I met with KCSARC advocate Katie Yamamoto and forensic interviewer Shana Macleod before the interview. We discussed the case briefly and made the decision to interview 3C twin brother, since 3C provided some further information. 3C said 3C said something to her about Bussey mentioning "sucking it", and she didn't know what he was talking about. 3C was worried that something might have happened to 3C as well so she asked if he could be interviewed, and Macleod said she had time for it.

Macleod started with 3C interview. I watched 3C interview from a computer monitor in Macleod's office, while she and 3C were in a separate interview room. The following is a summary of 3C interview and is not intended to be a verbatim transcription:

3C promised to tell the truth during his interview with Macleod.

REPORTING OFFICER SIGNATURE / DATE Alexis Pearlstein #000109528 Feb 15, 2024 11:10 (e-signature)	SUPERVISOR SIGNATURE / DATE Jason Escobar #000064937 Feb 15, 2024 11:55 (e-signature)
PRINT NAME Alexis Pearlstein #000109528	PRINT NAME Jason Escobar #000064937

Macleod asked 3C to tell her what he came there to talk about today. 3C said he didn't know. Macleod asked 3C if there was something his mom said he should talk about, and he said no. Macleod asked 3C if there was anything he wanted to talk about and he said not really. Macleod told 3C she heard he had a problem with someone, and 3C started saying he had a problem with his brother. Macleod told 3C she wasn't talking about his brother, and said she heard the problem might have been with a friend of his mom. 3C said he couldn't remember the person's name and didn't know what he called him. 3C then said his mom's friend told him to try and eat his private parts.

Macleod asked 3C to tell her about the last time he was with the person who asked him to do that. 3C said they were playing 'boomerang' (unknown exact word), where he hides, and the friend tries to 'boom' them with a stick and it's so much fun. 3C said after they played that game they took a break, and it was not a good break. 3C said he had to eat his mom's friend's private parts like food, and it made his stomach upset. 3C said after this happened the Police gave a note to his mom saying he could never ever do it again. Macleod asked 3C where they were playing, and he said at his home. Macleod asked 3C where he ate his mom's friend's private parts like food, and he said it was in his room. 3C said it was just him and his mom's friend in the room. Macleod asked 3C what his mom's friend did before that, and 3C said he asked him to eat his private parts like food and that's it. 3C said the man asked him, "do you want to eat my private parts?", and he responded by saying he wasn't sure and then he said he ate them.

Macleod asked 3C what it tasted like when he ate the private parts, and 3C said it tasted like nothing. Macleod asked 3C what it looked like and where the man's clothes were when this happened. 3C said the man rolled his pants and underwear down. When asked about the man's hands, 3C said they were lifting them up, but didn't explain what 'them' was. Macleod asked 3C if he could show her with his body how the man's body was. 3C said the man was sitting "Criss cross applesauce on the floor". When Macleod asked 3C what happened next, he said that he just wanted to die. Macleod asked 3C what parts of his body touched the man's body, and he said his mouth touched the man's body. 3C said that the man's body touched his mouth. Macleod asked 3C if he touched other parts of the man's body, and he said no. When Macleod asked 3C what made it stop, he said he ate 'it' all day long until he was tired and then he went downstairs and vomited in the toilet.

Macleod asked 3C what he was thinking while this was happening, and he said he was thinking that he'd never do it again. 3C then said his mom fired her friend. Macleod asked 3C if the man said anything to him about telling other people and he said no. Macleod asked 3C about another time this happened, and 3C said they went to the man's house, and he did it to him again. Macleod asked 3C to tell her everything that happened that time. 3C said the man had a playground nearby his house. 3C was reluctant to tell Macleod what happened and was lying on the floor by the door of the interview room. Again, Macleod asked 3C to tell her what happened at the man's house. 3C said he ate the man's private parts and went on the slide. Then 3C said the man also ate his private parts. 3C said the man did it for the past few days and then he let the secret out to his mother.

Macleod asked 3C where this happened, and he told her it happened in the man's room. Macleod asked 3C who all was there, and he said it was just him and the man. Macleod asked 3C how his private parts felt, and he said they felt bad. 3C said he was lying down when this happened. 3C said he had clothes on, but he rolled down his pants and then rolled them back up. 3C made a comment about it not being magic, when asked about his pants came down then back up again. 3C said this also happened at his house "over and over and over again". Macleod asked 3C how come no one ever saw what happened, and 3C said that his brother 3C saw. Macleod asked 3C to tell her everything about that, and 3C said he didn't want to. 3C said, "I'm just sick of it and telling this". Macleod asked 3C if something happened with his brother, and he said no.

Macleod then asked 3C how his brother 3C knew that this happened to him, and 3C said his brother knew because he saw it happen at their house. Macleod asked 3C how he felt talking about what happened, and 3C said he felt frustrated talking about it all over again. 3C said he talked to his mom about it, to the man about it and to his brother about it, but that he didn't tell any of his friends. Macleod asked 3C what he told the man who did this to him, and 3C said he told the man it made him feel frustrated. This concluded Macleod's interview with 3C and no further questions were asked.

After 3C interview, he was walked back to the waiting room to be with his mom, dad and the advocate while Macleod spoke with 3C. The following is a summary of 3C interview and is not intended to be a verbatim transcription:

Macleod asked 3C what his name is and what he likes to be called, and 3C said he wasn't telling her about his name. 3C briefly spoke about two family dogs they have, Tinkerbelle and Carrot. 3C also promised to tell the truth during his interview with Macleod. Macleod asked 3C what he had come to talk to her about, and asked if there was a problem, he had with someone who wasn't his family. Initially 3C brought up an issue he was having with a classmate at school. Macleod told 3C she heard something happened with a friend of the family. 3C said he loves the adult friend so much and he helps them play their favorite game. 3C said he didn't know the adult friend's name, but he said he did so many good things with the adult friend. 3C said the adult friend let them download his favorite games, but he can't play them anymore because he can't come to the house anymore.

Macleod asked 3C why the adult friend couldn't come to the house anymore, and 3C said he couldn't tell because it was something inappropriate, very inappropriate. 3C said he didn't want to say what it was because he's too shy. Macleod asked 3C if he would rather write about it and he said no, it would be too weird, but he also doesn't want to talk about it. Macleod asked 3C if he could tell her more about it. 3C said he wanted to walk down the hall and ask his mom if he could talk about the inappropriate stuff. Macleod and 3C walked

REPORTING OFFICER SIGNATURE / DATE Alexis Pearlstein #000109528 Feb 15, 2024 11:10 (e-signature) PRINT NAME Alexis Pearlstein #000109528	SUPERVISOR SIGNATURE / DATE Jason Escobar #000064937 Feb 15, 2024 11:55 (e-signature) PRINT NAME Jason Escobar #000064937
---	--

down the hall and came back just a minute later. Macleod and 3C talked about how his parents told him it was ok to talk about the inappropriate stuff. Macleod asked 3C again what happened.

3C said a secret was let out by his brother, 3C by mistake. Macleod asked 3C what he did with his 'favorite friend', which is how 3C referred to his mom's friend. 3C said he went to Target and got a Minecraft toy. Macleod asked 3C about the secret that 3C told. 3C said that she should ask his brother. 3C said 3C was crying because he had told the secret. Macleod asked 3C if there was anything inappropriate happening with him. 3C just wanted to talk about drawing pictures and Minecraft. Macleod asked 3C about what happened with the secret, and 3C said 3C let the secret out by mistake. 3C said 3C told him he forgot to not let the secret out and that was why he was crying. 3C then said, "he's still my favorite friend" when talking about his mom's friend. 3C said his mom fired his favorite friend because of the secret, and that it's so inappropriate. Again, Macleod asked 3C to tell her about it, and 3C said he didn't want to tell because he was too shy.

Macleod asked 3C if he saw something inappropriate happen with 3C and his favorite friend. 3C said his brother got brave and did 'those things', and he didn't want to because what his brother was doing was "so bad". 3C said, "I was watching him do those things. It was so inappropriate I didn't want to do them". Macleod asked 3C what the things were that he was talking about. 3C told Macleod that she should ask his brother. 3C was asked about where this happened at, and he said it happened upstairs in his new house in his brother's bedroom. 3C again said that 3C was doing the inappropriate things, and he was doing one 'not very inappropriate thing'. 3C said his favorite friend was asking him to do it, and his favorite friend was telling him to do it. Macleod asked 3C what words his favorite friend was saying, but he didn't provide an answer. 3C was asked where else he saw inappropriate stuff, and he said nowhere, then said sometimes while playing in his room. Macleod asked 3C if he and 3C talked about the inappropriate things that happened and he said no. Macleod asked 3C how come he didn't want to do the inappropriate things with his favorite friend, and he said it's because he's too shy. This concluded 3C forensic interview.

For clarity, 3C and 3C mom's friend, and the one 3C refers to as his "favorite friend" is Paydan Bussey (DOB [REDACTED] 1998).

After the interviews I spoke with 3C and 3C parents and told them about the disclosures made in the forensic interviews. I asked 3C about Bussey's schedule at Costco Redmond, and she said he works Saturday through Wednesday from about noon to 9PM at the tire center and has Thursday-Friday off. The parents told me they were interested in obtaining a protection order against Bussey for their children, so I had advocate Katie Yamamoto come speak with them about the process. I then left the interview office.

February 12, 2024

I attempted to contact Bussey at Costco in Redmond where he works, along with other Detectives. We were advised by a manager that Bussey was sick and not at work today.

February 14, 2024

At approximately 1500 hours, other Detectives and I arrived at Costco Redmond in an attempt to contact and arrest Bussey. Bussey was led to a back office inside the Costco, and I advised him he was under arrest. I placed handcuffs on Bussey, checking them for proper fit and double locking them in place so they wouldn't tighten on his wrists. Once Bussey was handcuffed, he sat down in a chair, and I advised him of his Miranda Rights verbatim from my King County Sheriffs Office issued Miranda card. Before I read Bussey his rights, he advised that he had an attorney and would like to speak with him. I told Bussey I heard him and wouldn't be asking him any questions, but still wanted to advise him of his rights. Bussey asked if I could call his mother to let her know where he would be going. Bussey provided me with his mom's phone number, and I put her on speaker phone so he could hear our conversation. Bussey told me that I could tell his mom everything, but I opted to just tell her that he would be booked into the King County Jail and that in a couple hours once he was booked, she could call the jail to get more information. She provided me with Bussey's attorney's name and number (Ed Braff 801-322-5678), and I wrote it on a sticky note so Bussey could take it with him to jail.

Once the conversation with Bussey's mom was complete, we escorted Bussey out the side entrance of Costco and to the patrol car waiting at the back of the store. The patrol Deputies searched Bussey and transported him to the King County Jail (see their reports for more information).

Not long after Bussey was arrested, I got a call from Ed Braff, Bussey's attorney. Braff asked me what Bussey was being charged with and inquired about whether or not they were regarding his juvenile cases (KCOS cases:12-163842, 12-149219 & 12-146825). I told Braff this arrest was for new charges, and he said that was all he needed to know and thanked me for my time.

Bussey was booked into the King County Jail for Rape of a Child First Degree (RCW 9A.44.073) due to the fact that 3C disclosed in his interview that Bussey performed oral sex on him, and also made him perform oral sex on Bussey. Bussey (25yo.) is 19 years older than 3C (6yo.).

VEHICLE / PROPERTY & ITEMS SUMMARY

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
Alexis Pearlstein #000109528 Feb 15, 2024 11:10 (e-signature)	Jason Escobar #000064937 Feb 15, 2024 11:55 (e-signature)
PRINT NAME	PRINT NAME
Alexis Pearlstein #000109528	Jason Escobar #000064937

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
thumb drive with 2 FI's / Black	Evidence / Feb 5, 2024 / Evidence		1	UNKNOWN

PROPERTY & ITEMS ADDENDUM

C24002867-2 OTHER ITEM - THUMB DRIVE WITH 2 FI'S

ITEM CATEGORY

Computer Hardware/ Software (Includes desktops/laptops, thumb drives, external hard drives, video games & consoles)

DESCRIPTION

thumb drive with 2 FI's

COLOR

Black

STATUS	STATUS DATE	TOTAL (\$) VALUE	QUANTITY
Evidence	Feb 5, 2024	UNKNOWN	1

IN POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Evidence

RECOVERING OFFICER / ID # / PERSON

Alexis Pearlstein #000109528

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

CID > CID EVIDENCE ROOM

RECOVERED LOCATION

1211 E ALDER ST, 12TH AVE & ACCESS RD, SEATTLE, WA 98122

ATTACHMENTS ADDENDUM

FILE NAME	UPLOAD DATE/TIME	UPLOADED BY
ED MD Note 1.25.24.pdf	Jan 31, 2024 08:45	A. Pearlstein #000109528
Ortho 1.25.24.pdf	Jan 31, 2024 08:45	A. Pearlstein #000109528
SCAN Note 1.25.24.pdf	Jan 31, 2024 08:45	A. Pearlstein #000109528
SW SA Assessment 1.25.24.pdf	Jan 31, 2024 08:45	A. Pearlstein #000109528

This report was generated in Mark43 and the e-signature was affixed using the undersigned officer's unique login and password. I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and belief.

ELECTRONICALLY SIGNED	DATE	PLACE
Alexis Pearlstein	02/15/2024	King County, WA

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
Alexis Pearlstein #000109528 Feb 15, 2024 11:10 (e-signature)	Jason Escobar #000064937 Feb 15, 2024 11:55 (e-signature)
PRINT NAME	PRINT NAME
Alexis Pearlstein #000109528	Jason Escobar #000064937

Case # C24002867 - Supplement - 3 Report

REPORT DATE / TIME Feb 14, 2024 16:22	OFFENSE/INCIDENT START DATE / TIME - OFFENSE/INCIDENT END DATE / TIME Jan 24, 2024 16:20 - 16:30	REPORT AUTHOR Paul Thompson #000098273
--	---	---

REPORT DESCRIPTION

OWS: Paul Thompson

SUPPLEMENT TYPE - ONLY SELECT ONE

Officer Witness Report

NARRATIVE

On 02/14/2024 I attended an arrest operation briefing at Redmond Fire Station 16 of NE 185th St in Redmond. Detective Pearlstein had probable cause to arrest Paydan Bussey for rape of a child 1st degree. Bussey works at Costco in Redmond at the Tire Center. My role in the operation was to assist in the interview of Bussey once taken into custody.

We drove to Costco and Sergeant Escobar spoke to a manager to get an office for the interview and a discreet arrest as to not interfere with business at the store. We were provided an office to take Bussey into custody.

Bussey was brought to the office by another employee and he was immediately taken into custody. I advised Bussey he was being recorded on a Star Witness interviewer and on Deputy body cameras. After being placed into handcuffs, Bussey stated he wanted to speak with an attorney. Detective Pearlstein read Bussey his constitutional rights and did not ask any investigatory questions.

Bussey said he wanted his parents notified. Detective Pearlstein called Bussey's mother and advised her that Bussey was going to King County Jail. She did not sound concerned or surprised. Bussey opted to have his wallet left in his work locker but took his phone and headphones with him.

Bussey was brought out a back door and placed into a patrol car where he was then transported to King County Jail.

This ends my involvement in this case.

This report was generated in Mark43 and the e-signature was affixed using the undersigned officer's unique login and password. I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and belief.

ELECTRONICALLY SIGNED Paul Thompson	DATE 02/14/2024	PLACE King County, WA
--	--------------------	--------------------------

REPORTING OFFICER SIGNATURE / DATE Paul Thompson #000098273 Feb 14, 2024 16:35 (e-signature)	SUPERVISOR SIGNATURE / DATE Jason Escobar #000064937 Feb 15, 2024 07:32 (e-signature)
PRINT NAME Paul Thompson #000098273	PRINT NAME Jason Escobar #000064937

Case # C24002867 - Supplement - 4 Report

REPORT DATE / TIME Feb 14, 2024 18:43	OFFENSE/INCIDENT START DATE / TIME - OFFENSE/INCIDENT END DATE / TIME Jan 24, 2024 16:20 - 16:30	REPORT AUTHOR Christopher Terry #000113851
--	---	---

REPORT DESCRIPTION

OWS: Christopher Terry

SUPPLEMENT TYPE - ONLY SELECT ONE

Officer Witness Report

NARRATIVE

On 02-14-2024 At approximately 1435 hours I dispatched myself as back up in a marked patrol unit to assist SAU on a follow up to arrest a subject for Child Rape in the First Degree at Costco tire center located at 7725 188th Ave. NE Redmond, WA. 98052.

Prior to my arrival Deputy Weisberg and I met with SAU detectives at Redmond Fire Station 16 located at 6502 185th Ave SE Redmond, WA. 98052.

Together we drove to the Costco to locate and arrest the subject who was identified as (A) Paydan G. Bussey (██████████ 1998). I followed SAU to a back-office room as Costco management brought Bussey to be interviewed by detectives. Once Bussey entered the room detectives arrested him and began their interview. Deputy Weisberg and I relocated our marked patrol unit to a directed location and waited for detectives to bring Bussey to us. Detectives brought Bussey to an emergency side exit. I searched Bussey's person and removed all items from his pockets and placed him in the back of our patrol unit for transfer to the King County Jail.

Deputy Weisberg and I transported Bussey to KCJ and booked him without incident. During the transport Bussey mentioned that the handcuffs were "a little tight" but he was okay.

Nothing further.

This report was generated in Mark43 and the e-signature was affixed using the undersigned officer's unique login and password. I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and belief.

ELECTRONICALLY SIGNED Christopher Terry	DATE 02/14/2024	PLACE King County, WA
--	--------------------	--------------------------

REPORTING OFFICER SIGNATURE / DATE Christopher Terry #000113851 Feb 14, 2024 20:44 (e-signature)	SUPERVISOR SIGNATURE / DATE Jason Escobar #000064937 Feb 15, 2024 11:56 (e-signature)
PRINT NAME Christopher Terry #000113851	PRINT NAME Jason Escobar #000064937

Case # C24002867 - Supplement - 5 Report

REPORT DATE / TIME Feb 14, 2024 20:15	OFFENSE/INCIDENT START DATE / TIME - OFFENSE/INCIDENT END DATE / TIME Jan 24, 2024 16:20 - 16:30	REPORT AUTHOR William Weisberg #000106265
--	---	--

REPORT DESCRIPTION

Weisberg - OWS

SUPPLEMENT TYPE - ONLY SELECT ONE

Officer Witness Report

NARRATIVE

On 02/14/2024 at approximately 1439 hours I dispatched myself as back-up as the marked patrol unit, to an SAU Follow-up, located at 7725 188th AVE NE, Redmond, WA, 98052. SAU detectives were executing an arrest warrant for a subject who was employed at the Costco Tire Center.

Prior to our arrival Deputy Terry and I met with the SAU detectives at the Redmond Fire Station, located at 6502 185th AVE NE, Redmond, WA, 98052.

Together we then drove to the aforementioned Costco in an attempt to locate and arrest the subject of the warrant, who was identified as (A) Paydan G. Bussey (██████ 1998). I accompanied SAU detectives into the Costco and later into a room in the back offices, provided by Costco staff to wait for Bussey. Bussey was brought to the backroom where SAU detectives were waiting and placed under arrest without incident. I was asked by detectives to move my patrol vehicle to a back door in order to remove Bussey from the business without interrupting it's operations. Deputy Terry and I left the interview room and moved the vehicle.

A short time later, detectives emerged from the designated emergency exit, as instructed by Costco staff. Bussey was in their custody and remained in handcuffs. Deputy Terry searched Bussey and he was placed into the back of my patrol car.

Deputy Terry and I transported Bussey to King County Jail where he was booked without incident. During the transport Bussey did not make any statements regarding the case.

I wore a body worn camera during this incident. I de-activated the camera whilst waiting for detectives to bring Bussey to my patrol vehicle. I forgot to activate the camera during the search of Bussey by Deputy Terry. I activated my body worn camera as soon as I remembered when we began the transport to King County Jail. These videos have been uploaded to evidence.com.

Nothing further.

This report was generated in Mark43 and the e-signature was affixed using the undersigned officer's unique login and password. I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and belief.

ELECTRONICALLY SIGNED William Weisberg	DATE 02/14/2024	PLACE King County, WA
---	--------------------	--------------------------

REPORTING OFFICER SIGNATURE / DATE William Weisberg #000106265 Feb 14, 2024 20:41 (e-signature)	SUPERVISOR SIGNATURE / DATE Jason Escobar #000064937 Feb 15, 2024 11:56 (e-signature)
PRINT NAME William Weisberg #000106265	PRINT NAME Jason Escobar #000064937

Case # C24002867 - Supplement - 6 Report

REPORT DATE / TIME Feb 15, 2024 07:32	OFFENSE/INCIDENT START DATE / TIME - OFFENSE/INCIDENT END DATE / TIME Jan 24, 2024 16:20 - 16:30	REPORT AUTHOR Jason Escobar #000064937
--	---	---

REPORT DESCRIPTION
Escobar OWS

SUPPLEMENT TYPE - ONLY SELECT ONE
Officer Witness Report

NARRATIVE

On 02/14/2024, I attended an arrest operation briefing, which was led by Detective Pearlstein. Detective Pearlstein developed PC to arrest Paydan Bussey for Rape of a Child. Bussey is employed by the Redmond Costco and was on duty on this day.

My role was to supervise and contact an on-duty manager to facilitate the arrest and utilize one of their rooms. Our team consisted of Detectives Pearlstein, Thompson, Anderson and two patrol officers. Detectives and patrol were fully marked in Sheriff attire. I was in plain clothes.

We arrived at the Redmond Costco at approx. 1500 HRS. I contacted a manager at the Tire Center, where Bussey works, and he led me to his bosses office. I explained why we were here and requested to use a room and have Bussey's manager lead him to us. Detectives and Patrol waited in the office for Bussey to arrive, and when he did he was placed into custody without incident.

Detectives attempted to interview Bussey, but he requested his lawyer. We escorted Bussey out of Costco and into a patrol vehicle for this transport to KCJ.

This concluded my involvement.

This report was generated in Mark43 and the e-signature was affixed using the undersigned officer's unique login and password. I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and belief.

ELECTRONICALLY SIGNED Jason Escobar	DATE 02/15/2024	PLACE King County, WA
--	--------------------	--------------------------

REPORTING OFFICER SIGNATURE / DATE Jason Escobar #000064937 Feb 15, 2024 11:54 (e-signature)	SUPERVISOR SIGNATURE / DATE Bradley Turi #000066380 Feb 15, 2024 12:13 (e-signature)
PRINT NAME Jason Escobar #000064937	PRINT NAME Bradley Turi #000066380

Case # C24002867 - Arrest Report

REPORT DATE / TIME Feb 15, 2024 11:11	AGENCY / DISTRICT / REPORTING AREA / SUBDIVISION 4 / SUBDIVISION 5 Agency UNC KING CO / District C2 / Reporting Area C02009	OFFENSE/INCIDENT START DATE / TIME - OFFENSE/INCIDENT END DATE / TIME Jan 5, 2024 16:00 - Jan 24, 2024 16:00
--	--	---

REPORT AUTHOR Alexis Pearlstein #000109528	WEATHER Clear/Partly Cloudy
---	--------------------------------

REPORT TAKEN LOCATION
32440 SE 54TH ST, FALL CITY, WA 98024

IS TRANSIT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	SHOOTING <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	EMS / FIRE / OTHER LE AGENCIES ON SCENE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
--	---	--

EVENT STATISTICS

<input type="checkbox"/> 6 - Problem Solving Related	<input type="checkbox"/> 8 - Pursuit Involved
<input type="checkbox"/> CC - Use of Force	<input type="checkbox"/> CC - Suicidal
<input type="checkbox"/> 9 - Domestic Violence	<input checked="" type="checkbox"/> Juvenile Involved
<input type="checkbox"/> Drugs Involved	<input type="checkbox"/> 3 - Deputy Assaulted - No Weapon
<input type="checkbox"/> 1 - Hazard Existed	<input type="checkbox"/> Alcohol Involved
<input type="checkbox"/> 4 - Deputy Assaulted - Weapon	<input type="checkbox"/> 2 - Gang Related
<input type="checkbox"/> CC - Crisis Call	<input type="checkbox"/> Aid Required
<input type="checkbox"/> 5 - Hate Crime	<input type="checkbox"/> Weapons Involved
<input type="checkbox"/> 7 - Anti-Harrassment, Non-DV Only	<input type="checkbox"/> CC - Mental Health Related
<input type="checkbox"/> 0 - No Apparent Hazard	<input type="checkbox"/> King County Parks
<input type="checkbox"/> N - Follow-up Over Phone	<input type="checkbox"/> COVID
<input type="checkbox"/> GVRU	<input type="checkbox"/> Note 2 - Anti-Harassment/DVs require report
<input type="checkbox"/> Eluding No Pursuits	

ARREST NARRATIVE

See attached signed PC cert.

REPORTING PARTY-1

REPORTING PARTY-1 (PERSON) R-1 3C		DOB / ESTIMATED AGE RANGE 1980	
SEX Female	RACE / ETHNICITY White (W)	PHONE NUMBER 3C (primary, Mobile Phone)	EMAIL ADDRESS 3C (Personal Email)
HOME ADDRESS 3C, REDMOND, WA 98053			BEEN AT LOCATION SINCE Jan 1, 2024

ARREST #24-001111 (BOOKED AT TIME OF INCIDENT)

ARREST DATE / TIME Feb 14, 2024 15:00	ARRESTING ORGANIZATION KCSO - KCSO	ARREST TYPE Booked at Time of Incident
ARRESTING OFFICER Alexis Pearlstein #000109528	TACTICS USED Dispatch Call	

REPORTING OFFICER SIGNATURE / DATE Alexis Pearlstein #000109528 Feb 15, 2024 11:15 (e-signature)	SUPERVISOR SIGNATURE / DATE Jason Escobar #000064937 Feb 15, 2024 11:41 (e-signature)
PRINT NAME Alexis Pearlstein #000109528	PRINT NAME Jason Escobar #000064937

DEFENDANT



DEFENDANT NAME (LAST, FIRST MIDDLE) D-1 BUSSEY, PAYDAN Gregory		SEX Male
DOB / ESTIMATED AGE RANGE 1998-██████	RACE / ETHNICITY White (W)	
PHONE NUMBER (425) 395-5708 (Mobile Phone), (425) 222-3771 (Mobile Phone), (425) 392-0683 (Home Phone)	EMAIL ADDRESS	
HOME ADDRESS		

DEFENDANT WAS ARMED WITH
Not Applicable

ARREST LOCATION

LOCATION NAME / STREET ADDRESS/LOCATION NAME / APT, UNIT, STE / DESCRIPTION
7725 188TH AVE NE

CITY REDMOND	STATE WA	ZIP 98053	COUNTRY CODE US
LOCATION CATEGORY Grocery/ Supermarket	AGENCY / DISTRICT / REPORTING AREA / SUBDIVISION 4 / SUBDIVISION 5 Agency REDMOND / District R5 / Reporting Area R05001		PUBLIC / PRIVATE Public

CHARGES

CHARGES - 1 9A.44.073 - RAPE OF CHILD 1ST DEGREE			COUNT 1
ORIGINAL FILE # C24002867	OFFENSE CODE 140 - CHILD MOLESTATION	OFFENSE START DATE Jan 24, 2024 16:30	OFFENSE END DATE Jan 24, 2024 16:40

ARREST DISPOSITION DATE / TIME
Feb 14, 2024 16:00

ARREST DISPOSITION

- ROR Parents
- Release Own Recognizance
- Lockup
- Citation Release
- Release on Bail

RELATIONSHIPS ADDENDUM

NAME 3C ██████████	RELATIONSHIP ACQUAINTANCE OF	SUBJECT PAYDAN Gregory BUSSEY
------------------------------	--	---

ATTACHMENTS ADDENDUM

FILE NAME C24002867_Pearlstein_BusseyPCCert.pdf	UPLOAD DATE/TIME Feb 15, 2024 11:14	UPLOADED BY A. Pearlstein #000109528
---	---	--

This report was generated in Mark43 and the e-signature was affixed using the undersigned officer's unique login and password. I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and belief.

ELECTRONICALLY SIGNED Alexis Pearlstein	DATE 02/15/2024	PLACE King County, WA
---	---------------------------	---------------------------------

REPORTING OFFICER SIGNATURE / DATE Alexis Pearlstein #000109528 Feb 15, 2024 11:15 (e-signature)	SUPERVISOR SIGNATURE / DATE Jason Escobar #000064937 Feb 15, 2024 11:41 (e-signature)
PRINT NAME Alexis Pearlstein #000109528	PRINT NAME Jason Escobar #000064937

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

CAUSE NO.

CERTIFICATION FOR DETERMINATION OF PROBABLE CAUSE

That Alexis Pearlstein is a (n) Detective with the King County Sheriff's Office and has reviewed the investigation conducted in the King County Sheriff's case number (s) C24002867;

There is probable cause to believe that Paydan G. Bussey (DOB [REDACTED] 1998) committed the crimes (s) of Rape of a Child First Degree (RCW 9A.44.073).

This belief is predicated on the following facts and circumstances: Suspect/ Paydan G. Bussey (DOB [REDACTED] 1998) befriended 3C [REDACTED] who has two young twin boys, 3C [REDACTED] and 3C [REDACTED] (DOB [REDACTED] 2017) who are six years old. 3C [REDACTED] and Bussey hung out numerous times throughout their friendship, and 3C [REDACTED] admitted that she had left Bussey alone with her young sons multiple times as well, between January 5th and January 24th, 2024. On January 24, 2024, 3C [REDACTED] her sons 3C [REDACTED] and 3C [REDACTED] and Bussey, went to Bussey's parents' house in Fall City; 32440 SE 54th St. for a playdate. Once there, 3C [REDACTED] and her son 3C [REDACTED] were outside playing, and she noticed that Bussey and her other son 3C [REDACTED] had been gone for approximately ten minutes. 3C [REDACTED] then called Bussey and told him to come outside with 3C [REDACTED]. After 3C [REDACTED] returned to 3C [REDACTED] and they played outside for a few minutes, it started to rain so they went back inside Bussey's house. Once inside 3C [REDACTED] told his mom 3C [REDACTED] that he needed to use the bathroom. While in the bathroom, 3C [REDACTED] told 3C [REDACTED] that, "Paydan touched my privates". Apparently Bussey was listening outside the bathroom door, and heard with 3C [REDACTED] had told 3C [REDACTED] Bussey asked 3C [REDACTED] if he could talk to her and she said no, and asked him to drive her and her sons home immediately. When 3C [REDACTED] told Bussey that they were no longer friends, he said to her, "there is something wrong with me", and that he became "horny" after touching her son, 3C [REDACTED]. Once Bussey dropped them off, 3C [REDACTED] reported this incident to the Police. On February 5, 2024, 3C [REDACTED] and 3C [REDACTED] were brought in for forensic interviews to find out more about what happened with Bussey. During 3C [REDACTED] child forensic interview, he stated that his mom's friend (Bussey) told him to try and eat his private parts. 3C [REDACTED] said he had to eat his mom's friend (Bussey)'s private parts like food, and it made his stomach upset. 3C [REDACTED] said Bussey asked him, "do you want to eat my private parts?", and he responded by saying he wasn't sure and then he said he ate them. 3C [REDACTED] said he was in his room at his house 3C [REDACTED] (Redmond, WA) when this happened. 3C [REDACTED] said Bussey was sitting "Criss cross applesauce on the floor". When asked what happened next, 3C [REDACTED] said that he just wanted to die. The child interviewer asked 3C [REDACTED] what parts of his body touched Bussey's body, and he said his mouth touched Bussey's body. 3C [REDACTED] said that Bussey's body touched his mouth as well. When 3C [REDACTED] was asked about what made it all stop, 3C [REDACTED] said he ate 'it' all day long until he was tired, and then he went downstairs and vomited in the toilet. 3C [REDACTED] was asked what he was thinking when this was happening, and he told the child interviewer that he was thinking he'd never do it again. 3C [REDACTED] was asked about another time this happened, and 3C [REDACTED] said they went to Bussey's house, and he did it to him again. 3C [REDACTED] said Bussey had a playground nearby his house, and he said he ate Bussey's private parts and went on the slide. 3C [REDACTED] again stated that Bussey also ate his private parts. 3C [REDACTED] said Bussey did it for the past few days and then he finally let the secret out to his mother. 3C [REDACTED] said this happened in Bussey's room and it made his private parts feel bad. 3C [REDACTED] said he was lying down when this happened, and that he had clothes on, but

Certification for Determination of Probable Cause

Prosecuting Attorney
W 554 King County Courthouse
Seattle, Washington 98104-2312
(206) 296-9000

1 Bussey rolled down his pants and then rolled them back up. When 3C was asked
 2 about anyone else seeing what happened to him, he said his brother 3C saw it.
 3 When 3C was interviewed after 3C 3C said he couldn't tell about what
 4 happened to 3C because it was "something inappropriate, very inappropriate".
 5 3C said he didn't want to say what it was because he's too shy. 3C said 3C
 6 let out a secret to their mom. 3C was asked if he saw something inappropriate
 7 happen with 3C and Bussey. 3C said 3C got brave and did 'those things' to
 8 Bussey, and he didn't want to do it because what his brother was doing was
 9 "so bad". 3C said, "I was watching him do those things. It was so
 10 inappropriate I didn't want to do them". 3C was asked about what the 'things'
 11 were that he was talking about. 3C told the interviewer that she should ask
 12 his brother, 3C 3C was asked about where this happened at, and he said it
 13 happened upstairs in his new house (Redmond address) in his brother's
 14 bedroom. 3C said that 3C was doing the inappropriate things, and he was doing
 15 one 'not very inappropriate thing'. 3C said Bussey was asking him to do it
 16 too. 3C was asked about why he didn't want to do the 'things' with Bussey,
 17 who he referred to as his 'favorite friend', and 3C said it's because he's
 18 too shy to do it.

9 Based on the disclosure made by 3C stating that his mouth was on Bussey's
 10 penis and Bussey's mouth was on his penis, there is probable cause that
 11 Bussey committed Rape of a Child First Degree (RCW 9A.44.073).

11 On February 14, 2024, Bussey was arrested. Bussey advised that he already had
 12 an attorney and didn't want to make any statements.

13 Under penalty of perjury under the laws of the State of Washington,
 14 I certify that the foregoing is true and correct. Signed and dated by me
 15 this 15th day of February, 2024, at King County, Washington.

16  109528

15
16
17
18
19
20
21
22
23
24
25

Case # C24002867 - Supplement - 7 Report

REPORT DATE / TIME Feb 21, 2024 09:18	OFFENSE/INCIDENT START DATE / TIME - OFFENSE/INCIDENT END DATE / TIME Jan 5, 2024 16:00 - Jan 24, 2024 16:00	REPORT AUTHOR Kedrick Anderson #000107954
--	---	--

REPORT DESCRIPTION

OWS - Anderson

SUPPLEMENT TYPE - ONLY SELECT ONE

Officer Witness Report

NARRATIVE**02/14/2024**

1445 hours: I attended an arrest operation briefing at 6502 185th AVE NE, in Redmond (Redmond Fire Station). Lead Detective Pearlstein briefed me on this case and that she had probable cause to arrest Paydan Bussey for the rape of a child in the first degree. Det. Pearlstein advised me that Paydan works at the Costco Tire Center in Redmond. I was assigned the role of Arrest team.

Shortly after, we arrived at the Costco, and I parked near the Costco Tire Center exit bay and doors. I held my position until I was advised that Paydan was taken into custody.

After Paydan was taken into custody. I departed the scene.

This concludes my involvement with this case.

This report was generated in Mark43 and the e-signature was affixed using the undersigned officer's unique login and password. I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge and belief.

ELECTRONICALLY SIGNED Kedrick Anderson	DATE 02/21/2024	PLACE King County, WA
---	--------------------	--------------------------

REPORTING OFFICER SIGNATURE / DATE Kedrick Anderson #000107954 Feb 21, 2024 09:28 (e-signature)	SUPERVISOR SIGNATURE / DATE Jason Escobar #000064937 Feb 21, 2024 10:57 (e-signature)
PRINT NAME Kedrick Anderson #000107954	PRINT NAME Jason Escobar #000064937

EXHIBIT 2

Paydan

Bussey Family <busseyfamily@comcast.net>

Sat, Apr 13, 2013 at 10:32 AM

To: Amanda Jones <amandajones85@gmail.com>, joneschristopherk@gmail.com, brandon@bbussey.com, hcbussey@gmail.com, Carolyn Hafen <buttongirl2003@yahoo.com>, David Hafen <davidhafen1023@yahoo.com>, Anne Christenson <grandma_anne@presto.com>

Cc: pkbussey@comcast.net

Good Morning,

We wanted to let you all know that we are at a critical point in everything for Paydan. We wanted to ask you to join with us in praying for him. We are not sure if it is your Fast Sunday's tomorrow, but if so we would truly appreciate you adding him to your fasting purposes. We recognize that there are many needs in our families at this time and we will be adding each of those known and unknown to our Fast tomorrow. There is a power that comes from praying and fasting as a family. We love each of you and our extended family and will ask for Heavenly Father's hand to direct in each situation as needed.

We met with the attorney the other day to go over the legal issues for Paydan. His evaluation is now completed and our attorney will be turning it into the Prosecutor this week. This will then move Paydan's legal process forward. Unfortunately things do not look very promising in Paydan's behalf. The legal system is very difficult to navigate with these particular issues in young boys. There is a 90% success for treatment with adolescents. The state knows that, but hasn't adapted the legal process to accommodate for this and tends to put them in the same system as adults. Much also depends on the prosecutor and what his case load and attitude is at the time. For that reason we are going to call on the "Powers of Heaven" to be poured out upon all involved in Paydan's case and his future. Paydan is paying a huge price and trying so hard to do his part. He recognizes that the consequences must be met for his actions. We are just asking that miracles will take place in his behalf to have hearts touched to make decisions that will be fair and just and that Paydan will not pay a bigger price than necessary. Paydan has so much potential. We recognize that Heavenly Father loves him and knows him better than we do. As with each of us He will help Paydan through all of this. We are praying that the miracles that Heavenly Father knows are best will transpire over these next months.

Paydan could also use some extra prayers right now for him. He has been so brave and strong during these past weeks. He is working so hard, but there are days that everything can seem pretty discouraging and lonely as a 14 year old trying to stay on top of it all. He has a resilient spirit but could really use our prayers and support right now to help him have the courage and faith needed to make it through the difficult tasks that lie ahead. He is trying his hardest to do all he can to come back healthy and whole to our family. He needs to know that we are there for him and that we love and support him. Encouragement through letters and prayers in this regard would be so great.

We love each one of you and are so thankful for your continued love and support in our lives. We pray that each of you will also be blessed with ALL that you stand in need of at this time. We are so blessed to have the Gospel in our lives that gives us the truth of knowing we have a loving Heavenly Father and Savior who are there to help us each step of the way on our journey's back home to them.

Love you all,

Cathy & Phil

EXHIBIT 3



Paydan's Support Team

Cathy's Account <busseyfamily1@gmail.com>

Sat, Jul 11, 2015 at 5:49 PM

To: buttongirl2003@yahoo.com, davidhafen1023@yahoo.com, grandma_anne@presto.com, brandon@bbussey.com, amandajones85@gmail.com, Brad Hafen <bhafen19@gmail.com>, ddhafen@pocketinet.com, Kristen Jorgensen <kristen.jorgensen@me.com>, Cosette Rae <cosette.rae@restartlife.com>, shirleyromans <shirleyromans@comcast.net>, Nikol Hafen <nikolhafen@hotmail.com>, Thayne Lyman <bishoplyman@hotmail.com>, Leslie Hancock <leslie@lesliehancock.com>

Cc: pkbussey@gmail.com, busseyfamily1@gmail.com

Dear Support Team,

It has been over 3 ½ months since we last sent an email. Many of you have asked for updates on Paydan. We are so appreciative of your continued love, support and prayers in our behalf. Thanks for your willingness to read our updates and hang in to support us to the end of this process. We are at another critical time in Paydan's legal process, so we thought this would be a good time to send updates and request your prayers in his behalf. During the past months Paydan has done many positive things which have brought great growth for him. He continues to try hard in all areas of his life despite the hard things he keeps facing. His resilient spirit keeps teaching us many lessons. He is doing well in his school. The small private school we found has been a positive choice for him. He continues to attend 3 days of classes during the summer to make sure all the credits from his school in Utah and the requirements for Washington are all lined up to keep him on track. He has been working with a physical trainer at a gym close by to complete his PE credits. In addition to that he trained and participated in a ½ marathon in June and is now doing a month long rigorous Crew/Rowing program. He has been able to participate in some great church events these past few weeks. We all participated in our Stake's Pioneer Trek and Paydan was he was a leader at a Regional Camp Helaman involving 300 16-18 year old boys. These were both catalysts for amazing personal growth as well as positive peer connections. He continues to work hard in his therapy and we see amazing growth in so many areas of his life.

Since court he has moved forward in a positive direction working with his probation officer in fulfilling the requirements and making positive changes in his life. The last part of the legal process has been the registration part. We have been waiting for the final outcome of this process to unfold. This has been the part that has brought the greatest concern through this whole process. Many states have done away with this step as research has shown that it has not increased safety in the community and has only added negative labels for these young people to overcome in their process for positive change. In Washington they use very outdated assessment tools for the process of determining what level they will be registered as. The system uses a rigid form which doesn't allow any room to look at the progress the individuals have made throughout their treatment and healing process. We were hoping they would be able to look at Paydan's unique journey as he has invested so much time and effort in intense therapy. His work will end up being over 4 years of very intense treatment which is above and beyond the typical 2 years of just regular treatment. Because his legal process unfolded so slowly it allowed him the chance to get more treatment before his legal proceedings began than most have even at the end of their probation terms. We were hoping that they would be able to look at this and allow Paydan to be at the Level 1 which doesn't require any online public notification. We have worked closely with the Sheriff Dept. who does all the leveling process. They recognized and praised Paydan for all his work but because of the system they feel like they are caught and have to use the standard form which leveled him at a 2, requiring online notification and some other very tough requirements. After hearing this news our therapist, probation officer and attorney all felt that this was not the level Paydan needed to be. After lots of prayer and careful consideration we decided to move forward to follow the advice of our team and approach the possibility of contesting his level. The doors just keep opening and we felt that after all we have done in this whole process for the past 2 years we at least needed to continue to try ALL we can to allow Paydan the best possible outcomes for his future. Throughout our process the Lord has directed us to the best individuals to be on our team. Our therapist is one of the leading experts in all of this and is highly respected for his work. He knows the legal process very well and has been a part of the research that started the registration laws and has since found them to be very ineffective and unfair. Unfortunately Paydan is caught in a system that doesn't allow the work he's done and the changes he has made to be rewarded.

With that background we ask now for your prayers in this final stage of our process. We were directed to an attorney who has experience in this specific issue. She is respected by the Sheriff's Dept. of King County as she has worked on many things over the past years. Since 1990 when this registration process has been put into effect no one in King County has done a formal contesting since it is a long and tedious process. In some of the surrounding counties this has been done, but we will be the first to attempt in this county. So far the Sheriff Dept. has been willing to work with us and they granted us time to put together our formal contest. Our attorney has worked with Paydan's therapist. They feel we are justified to move and see if we can make a difference in Paydan's outcome. This also may help move things in a good direction for others in similar situations and hopefully be a step forward to helping Washington State move towards a better rehabilitation process allowing for positive changes to be given merit and allow better futures for those involved.

So this is the process from here that we would welcome your prayers and support. Monday our attorney will turn in our plea with the reasons they feel justified for contesting the Level 2 and asking that they allow us a hearing to have it re-considered and be changed to a Level 1 protecting Paydan's future that he has worked so hard to secure up until this point. If granted we will proceed forward to prepare for a hearing. At that hearing we will have Paydan's therapist work with the attorney to present Paydan's case. We need prayers that we will be granted the opportunity for a hearing and if this is given that we can get a judge who will look fairly at Paydan's situation and be willing to grant him the Level 1. Since this is unique and uncharted territory if this happens we may find that they would want to appeal the decision and it would go further down the legal battle. It might be a long road, but we have been given advice from so many, as well as feeling direction from Heavenly Father to proceed forward in this. Our prayers will be that we can make a positive difference in Paydan's situation and possibly a difference for others in the future as well. We are hoping for the best in this process, but also recognize that we could still end right back where we are now when it is finished. We know that regardless of the outcome, if we stay close to the Lord and take it a step at a time He will continue to lift and help us along the way. With each day we gain experience leading us to refining and life changing growth opportunities.

Words can't begin to express our appreciate to each of you during this long journey. We could never have made it with our team of prayer angels. We have felt the power of your prayers in our life. Please continue to know we pray for each of you as well in all that you face. We know that there is a connection to Heaven and if we keep it open we can find blessings from above to help us along our pathways through this life.

May you each be blessed for all that you do.

Love,
Cathy, Phil & Paydan

EXHIBIT 4

SCANNED

CONFIDENTIAL

DATE: 3.20.15

Court Room: IV

JCN: 241093

JRA COMMITMENT DISPOSITIONAL REPORT TO COURT

NAME: Paydan Bussey

L.N.:14-8-01592-7

DOB/AGE: 9/17/98 / 16.6

DATE/TIME OF HEARING: 3/20/15 @ 1pm

Parent/Guardian: Cathy and Phillip Bussey

Attorney: Timothy Leary

Juvenile Probation Counselor: Kiersten Knutson

DPA: Emily Petersen

Victim(s) and Family are expected to attend

STANDARD RANGE SENTENCE

L.N./Offense Date: 14-8-01538-7 / 6/21/12

COUNT	OFFENSE NAME	COMMUNITY SUPERVISION	COMMUNITY SERVICE	FINE	DETENTION/JRA
I	Attempt CM 1			VAP	15-36 weeks

L.N./Offense Date: 14-8-01538-7 / 6/21/12

COUNT	OFFENSE NAME	COMMUNITY SUPERVISION	COMMUNITY SERVICE	FINE	DETENTION/JRA
I	Attempt CM 1				15-36 weeks

L.N./Offense Date: 14-8-01538-7 / 7/10/12

COUNT	OFFENSE NAME	COMMUNITY SUPERVISION	COMMUNITY SERVICE	FINE	DETENTION/JRA
I	CM 1				15-36 weeks

PROBATION COUNSELOR RECOMMENDATION:

L.N./Offense Date: 14-8-01538-7 / 6/21/12

COUNT	OFFENSE NAME	COMMUNITY SUPERVISION	COMMUNITY SERVICE	FINE	DETENTION/JRA
I	Attempt CM 1	8 months	14 hours	VAP	*36 weeks

L.N./Offense Date: 14-8-01538-7 / 6/21/12

COUNT	OFFENSE NAME	COMMUNITY SUPERVISION	COMMUNITY SERVICE	FINE	DETENTION/JRA
I	Attempt CM 1	8 months	14 hours		*36 weeks

Bussey, Paydan

2

L.N.: 14-8-01592-7

L.N./Offense Date: 14-8-01538-7 / 7/10/12

COUNT	OFFENSE NAME	COMMUNITY SUPERVISION	COMMUNITY SERVICE	FINE	DETENTION/JRA
I	CM 1	8 months	14 hours		*36 weeks

It is recommended that the period of commitment be suspended under:

***SSODA XX**

Respondent has served 0 days in detention.

RESTITUTION/VAP/FINE:

Restitution: \$ JPC has not yet received restitution requests/amounts

VAP: \$ 100.00

FINE: \$ 0.00

- Payable at the rate of \$ 10.00 per month, with the first payment due 5/20/15.

MITIGATING AND AGGRAVATING FACTORS:

Mitigating Factors:

- The respondent's conduct neither caused nor threatened serious bodily injury or the respondent did not contemplate that his/her conduct would cause or threaten serious bodily injury.

The victims did not report any injuries.

- There has been at least one year between the respondent's current offense and any prior criminal offense.

Paydan has no criminal offense history.

Aggravating Factors:

- The victim or victims were particularly vulnerable.

Paydan was 13 at the time he offended against the victims, who were aged between four and six years.

- The current offense included a finding of sexual motivation.

Summary: Kiersten Knutson, in preparing this report, reviewed the following: Certification for Determination of Probable Cause for each count and accompanying reports provided by the King County Sheriff's Office. A Sexual Behavior and Risk Assessment dated 4/3/13 and completed by William Meyer, CSOTP was reviewed. A 12/8/14 Addendum to this 4/3/13 Evaluation also was reviewed. Phone contact was made with William Meyer as well. The Bussey family provided this JPC

with a full packet of Paydan's therapy assignments that he completed over the course of his near-19-month inpatient (residential) treatment at Birdseye Residential Treatment Center (RTC) in Utah. This packet and a "Home Contract" created by the Bussey family during Paydan's transition home from Utah were reviewed. Two items provided by the Birdseye therapist (Jared Rockwood, LCSW) were reviewed: a letter to the Court dated 12/11/14, detailing Paydan's treatment experience at Birdseye, and a "Recap of Sexual Behavior Risk Assessment", dated 11/4/14. Phone contact was made with Paydan's current CSOTP, Dr. Richard Packard. A letter detailing Paydan's treatment status with Dr. Packard dated 3/15/15 was reviewed. Numerous e-mails and phone conversations took place with Cathy Bussey. An in-person interview with both Paydan and his parents was conducted.

Attachments:

Certification for Determination of Probable Cause for each count
 Sexual Behavior and Risk Assessment Evaluation (4/3/13)
 Addendum to April 3, 2013 Sexual Behavior Risk Assessment (12/8/14)
 Recap of Sexual Behavior Risk Assessment (11/4/14)
 Letter to the Court from Birdseye therapist Jared Rockwood (12/11/14)
 Letter from Cathy and Phil Bussey (January 2015)
 Paydan Bussey's Notes for Court Remarks on 3-20-15
 Letter of treatment activities from Richard Packard, Ph.D. (3/15/15)
 Letter and e-mail correspondence from Glen Lutz (12/30/14 and 3/18/15)

OFFENSE DESCRIPTION:

Count I: Per CDPC # 12-146825, the mother of victim 3B (06) noticed on 6/24/12 that 3B had been touching his penis frequently, which caused her concern. She asked 3B about this behavior, and why he thought he was doing it. 3B disclosed to his mother that Paydan (three days earlier during a swim meet) had approached him on a basketball court where both were playing; the court was located outside of the Klahanie Pool in Issaquah, WA. Paydan is reported to have asked 3B to touch his penis, and also requested that 3B go with him into the woods to touch each other. 3B refused to go to the woods and refused Paydan's request that 3B touch Paydan's penis. Paydan was identified by 3B after viewing a poster of the swim team with which Paydan participated.

Count II: Per CDPC # 12-149219, the mother of victim 3B (06), reported to law enforcement that 3B had been lured into the woods at the same location in count I (Klahanie Pool) by an older boy. She had spoken to 3B mother (Count I) on 6/21/12. 3B mother informed her that an older boy had attempted to take 3B to the woods that day. 3B identified Paydan when shown the same swim team poster mentioned above. 3B eventually disclosed that Paydan asked him to pull down his pants, and to "touch the things (Paydan's genitals) that were weird." 3B reported that he became scared and ran out of the woods.

Count III: Per CDPC #12-1634842, victim 3B (08) was at the Klahanie Pool on 7/10/12. 3B mother was supervising 3B while he played on the same basketball court (Counts I and II). 3B mother saw Paydan talking to 3B with his (Paydan's) back facing her. She witnessed Paydan move his hands down to the front of his shorts, as if showing 3B something. She went on to report that she saw Paydan grab 3B hand and pull it toward his (Paydan's) shorts. After some discussion with her husband, both parents approached 3B to ask what happened. 3B was reluctant to discuss the incident,

but eventually told his parents that Paydan had grabbed his hand and made him touch his (Paydan's) "balls".

FAMILY STATEMENT:

Paydan currently resides in Fall City with his adoptive parents, Cathy and Phillip Bussey. Ms. Bussey is a home-maker, and Mr. Bussey is employed with Puget Sound Power as the Chief Customer Officer of Corporate Affairs. They have been married since 1979. Mr. and Ms. Bussey relocated to Fall City from Issaquah while Paydan was receiving residential treatment in Utah for his sexual behavior and trauma issues. The Busseys adopted Paydan at his age of two from an orphanage in Russia. Early on, the Busseys were tasked to seek and provide numerous interventions for Paydan, who experienced challenges with academics, speech development, and social skills. Services also were sought and provided to Paydan for ADHD and Executive Functioning issues (See Mental/Physical Health below).

Mr. and Ms. Bussey have two adult children, Brandon (31), and Amanda (29). Brandon and his wife Heidi reside in Bothell, WA, with their 3-year old daughter. Amanda and her husband Chris, currently live in Huntington Beach, CA.

The Bussey family's religious faith is that of LDS, and they are actively involved with their church, "Duthie Hill Congregation for the LDS". Their church bishop, Thayne Lyman, is aware of Paydan's offense behavior and has been approved as a chaperone during the 24/7 supervision phase. Paydan participates in their youth group activities with supervision. Paydan reports that he is making some friends through his involvement with youth group, and would like more opportunities to engage with peer-aged individuals.

Paydan describes his relationship with his parents as positive. His mother is very attentive, and has been the primary supervising adult during the pre-disposition period where 24/7 supervision is required. Ms. Bussey and Paydan agree that this can be challenging, though both explain that they have been able to cope and use techniques to minimize stress around too much "togetherness."

The Busseys require Paydan to stay very busy, and they appear to provide excellent structure in their home. Paydan attends early morning bible study from 6-7am Monday through Friday. He and his mother have been going to the gym together for his P.E. credit. Paydan participates in his church's youth group and in Scouts. He has a relationship with the church bishop, whom he visits with each Wednesday night.

EDUCATION/EMPLOYMENT:

A sophomore in high school, Paydan currently attends Brightmont Academy in Bellevue. This program provides one-to-one instruction for its students. Paydan is one of 12-15 full time students at Brightmont. Paydan reports that he enjoys school and that he is earning A's and B's. Please find attached a letter dated 12/30/14 provided by Glen Lutz, Director, as well as a 3/18/15 e-mail correspondence and update from Mr. Lutz.

Paydan attended K-5 at Challenger Elementary School. Paydan's kindergarten teachers suspected attention-deficits, though this was finally diagnosed when Paydan was in the second grade. An IEP was written to accommodate Paydan's ADHD at that time. He attended Beaver Lake Middle School for grades 6-7, and most of grade 8 until he entered Birdseye RTC. There, his school was an on-line

curriculum call the "Discovery Academy". Enrollment with this program spanned from March 2013 (grades 8-part of 10) until his discharge in November 2014. Paydan is finishing up one course with Discovery Academy while attending Brightmont.

Paydan and his parents report no history of suspensions or expulsions from school. Paydan reports he would like to attend college in the future. He is performing well at this time in his college-prep classes.

MENTAL/PHYSICAL HEALTH ISSUES:

As previously noted, Paydan was diagnosed with ADHD in the second grade. At the same time, he was diagnosed with EDF (Executive Functioning Disorder). He was prescribed Focalin at the time, which remains his current and only medication.

Dr. Packard writes in his attached letter that Paydan currently meets the diagnostic criteria for:

Attention-Deficit/Hyperactivity Disorder, Combined presentation
Adjustment Disorder, with mixed disturbance of emotions and conduct

Paydan and his parents both report no major physical health issues or obstacles. Paydan is a healthy and active adolescent who participates in sports. He reports he is interested in training for a marathon.

DRUG/ALCOHOL ISSUES OR CONCERNS

Paydan denies any use or experimentation with drugs or alcohol.

PRIOR PROBATION/PAROLE/SERVICES PROVIDED

Paydan's only probation supervision has been pre-disposition monitoring of his compliance with SOU Conditions set at arraignment. This JPC's impression is that the Bussey family has been highly vigilant in their supervision of Paydan to make sure he complies with all conditions.

DETENTION ADJUSTMENT:

Paydan has not served any detention time.

TREATMENT and TREATMENT PROGRESSION:

Upon learning of Paydan's offending behavior in June 2012, his parents sought a Sexual Behavior Evaluation and Risk Assessment. Attached is the evaluation dated 4/3/13 provided by William Meyer, CSOTP, who collected information for this evaluation from 7/23/12-4/3/12. In tandem with this evaluation, Paydan began outpatient Sexual Behavior treatment (individual and group) with Timothy Kahn, CSOTP. Treatment with Mr. Kahn occurred from August 2012 to March 2013. Mr. Kahn communicated with Mr. Meyer throughout this treatment, which served to provide further disclosures of deviant sexual behavior on Paydan's part, including similar offending behavior with another boy at a different pool, and with a 5-year old male cousin, 3B. According to Ms. Bussey, Paydan struggled to fully disclose his behaviors and feelings in this setting due to fears of rejection by family members. It was decided that Paydan's treatment needs far exceeded that which outpatient could provide. It should be noted that Paydan's behavior was disclosed to 3B parents (Ms. Bussey's 3B) once Paydan disclosed. 3B was placed in counseling, and 3B along with his parents, worked with Jared Rockwood via Skype to address this incident therapeutically.

Mr. Meyer's 4/3/13 evaluation assessed Paydan's risk for sexual re-offense as **moderate to high**.

The Bussey family enrolled Paydan in an inpatient (residential) treatment facility called "Birdseye Residential Treatment Center" located in Spanish Fork, Utah on 3/20/13. Paydan spent nearly 19 months at this facility, and his therapist was Jared Rockwood, LCSW. This lengthy period of treatment was highly necessary, since Paydan continued to struggle to control his sexual impulses in this setting. Thankfully, and as noted in Mr. Rockwood's 12/11/14 letter to the Court, Paydan was able to demonstrate control over these impulses during the final ten months of his stay at Birdseye. Mr. Rockwood reports in his letter that Paydan graduated "...in good standing from the program..." on 10/14/14. Upon discharge, Mr. Rockwood assessed Paydan's risk for sexual re-offense as "**moderate-low**".

Paydan was re-assessed by William Meyer after discharge from Birdseye. Mr. Meyer's 12/8/14 Addendum assesses Paydan as "**moderate-low**", consistent with the risk assessment completed by Mr. Rockwood.

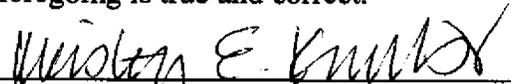
Prior to his discharge from Birdseye, Paydan was allowed passes home to attend court and to spend time at home with his parents. The Busseys used this time to connect with Paydan's current CSOTP, Dr. Richard Packard. Please find attached a letter dated 3/15/15 provided by Dr. Packard, detailing Paydan's treatment history with him, as well as an update on Paydan's current treatment focus and progress.

SUMMARY:

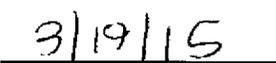
It is this JPC's impression that Paydan is a good candidate for SSODA supervision. This is based on review of the numerous assessments and re-assessments, review of his treatment work and the intake interview conducted with Paydan and his family. Paydan's family has demonstrated to this JPC they are capable of careful supervision of their son. It appears that Paydan and his family have a healthy respect for the rules of treatment and supervision designed to keep Paydan accountable, safe, and able to move forward in treatment to continue to lower his risk for sexual re-offense. Recommended SSODA conditions are attached.

The family would like to continue treatment with Dr. Packard, who is a CSOTP, but who does not provide group treatment. While Mr. Meyer's 12/8/14 Addendum does not specify group treatment, and because he specifically referred this family to Dr. Packard, this JPC requests that the Court authorize therapist discretion on group treatment while on SSODA.

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.



 Juvenile Probation Counselor (Signature)



 Date

Bussey, Paydan	L.N.: 14-8-01592-7
----------------	--------------------



Juvenile Probation Counselor Supervisor (Signature)

3/18/15
Date

<p><u>THIS DOCUMENT IS CONFIDENTIAL AND IS NOT TO BE DISTRIBUTED TO MEMBERS OF THE GENERAL PUBLIC.</u></p>

EXHIBIT 5



Electronically Certified Official Record

Document information

Agency Name:	Hillsborough Clerk of Circuit Court and Comptroller
Clerk of the Circuit Court:	The Honorable Victor D. Crist
Date Issued:	9/15/2025 11:06:55 AM
Unique Reference Number:	BAA-FBB-BCAFH-HCIEDDIDGBHFDBJBBFAE-FGDHJJ-A
Certification ID:	72843383617531911504
Requesting Party Code:	511
Requesting Party Reference:	16338047

CERTIFICATION

Pursuant to Sections 90.955(1) and 90.902(1), Florida Statutes, and Federal Rules of Evidence 901(a), 901(b)(7), and 902(1), the attached document is electronically certified by The Honorable Victor D. Crist, Hillsborough County Clerk of the Circuit Court and Comptroller, to be a true and correct copy of an official record or document authorized by law to be recorded or filed and actually recorded or filed in the office of the Hillsborough County Clerk of the Circuit Court. The document may have redactions as required by law.

HOW TO VERIFY THIS DOCUMENT

This document contains a Unique Reference Number for identification purposes and a tamper-evident seal to indicate if the document has been tampered with. To view the tamper-evident seal and verify the certifier's digital signature, open this document with Adobe Reader software. You can also verify this document by scanning the QR code or visiting <https://www.Clerkecertify.com/VerifyImage>.

**The web address shown above contains an embedded link to the verification page for this particular document.

*If you are a person with a disability who needs an accommodation, you are entitled, at no cost to you, to the provision of certain assistance. To request such an accommodation please contact the Clerk's ADA Coordinator within seven working days of the date the service is needed; if you are hearing or voice impaired, call 711.

Clerk of Court & Comptroller's Office ADA Coordinator

601 E. Kennedy Blvd., Tampa, FL 33602

Phone: (813) 276-8100, extension 4347

Email: recording@hillsclerk.com



Unique Code : BAA-FBB-BCAFH-HCIEDDIDGBHFDBJBBAE-FGDHJU-A Page 1 of 1

DECLARATION OF DOMICILE

To the Clerk of the Circuit Court (County Comptroller) Hillsborough County, Florida.

This is my declaration of domicile in the State of Florida that I am filing this day in accordance and in conformity with Section 222.17, Florida Statutes.

FOR DOMICILIARIES OF THE STATE OF FLORIDA:

I hereby declare that I reside in and maintain a place of abode at:

7245 Gennaker Drive
(Street and number)
Tampa Hillsborough, Florida 33607
(City and County)

which place of abode I recognize and intend to maintain as my permanent home and, if I maintain another place or places of abode in some other state or states, I hereby declare that my above-described residence and abode in the State of Florida constitutes my predominant and principal home, and I intend to continue it permanently as such. I am, at the time of making this declaration, a bona-fide resident of the State of Florida residing at:

7245 Gennaker Drive
(Street and number)
Tampa Hillsborough, Florida 33607
(City and County)

I formerly resided at:

1133 N Temple Dr
(Street and number)
Provo, UTAH, Utah 84604
(City and county)

and the place or places where I maintain another or other place or places of abode are as follows:
(Here list street address, city, county and state of any other place or places of abode.)

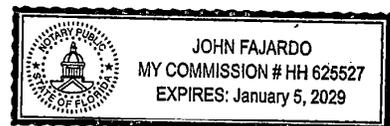
[Signature] Brandon Bussey
(Signature) (Print Name)

Sworn to and subscribed before me this 5th day of September, 2025

[Signature]
(Signature of Notary Public,
State of Florida)

(Print, type or stamp commissioned
Name of Notary Public)
Personally known ___ or Produced Identification
(Check One)

Type of Identification Produced: FWL-8634-837-60-100-0



DECLARATION OF DOMICILE

To the Clerk of the Circuit Court (County Comptroller) Hillsborough County, Florida.

This is my declaration of domicile in the State of Florida that I am filing this day in accordance and in conformity with Section 222.17, Florida Statutes.

FOR DOMICILIARIES OF THE STATE OF FLORIDA:

I hereby declare that I reside in and maintain a place of abode at:

7245 Gennaker Drive
(Street and number)
Tampa Hillsborough, Florida 33607
(City and County)

which place of abode I recognize and intend to maintain as my permanent home and, if I maintain another place or places of abode in some other state or states, I hereby declare that my above-described residence and abode in the State of Florida constitutes my predominant and principal home, and I intend to continue it permanently as such. I am, at the time of making this declaration, a bona-fide resident of the State of Florida residing at:

7245 Gennaker Drive
(Street and number)
Tampa Hillsborough, Florida
(City and County) 33607

I formerly resided at:

1133 N Temple Dr
(Street and number)
Provo Utah, Utah 84604
(City and county)

and the place or places where I maintain another or other place or places of abode are as follows:
(Here list street address, city, county and state of any other place or places of abode.)

Heidi Bussey
(Signature)

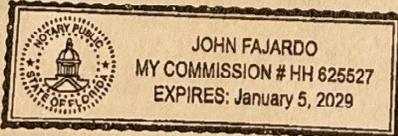
Heidi Bussey
(Print Name)

Sworn to and subscribed before me this 8th day of September, 20 25.

[Signature]
(Signature of Notary Public,
State of Florida)

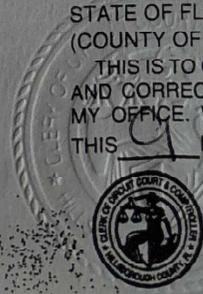
John Fajardo
(Print, type or stamp commissioned
Name of Notary Public)

Personally known or Produced Identification
(Check One)



Type of Identification Produced: FDK-BG25-649-35-100-0

STATE OF FLORIDA
(COUNTY OF HILLSBOROUGH)
THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE
AND CORRECT COPY OF THE DOCUMENT ON FILE IN
MY OFFICE. WITNESS MY HAND AND OFFICIAL SEAL
THIS 9 DAY OF September, 2025



Victor D. Crist, Clerk of the Circuit Court
Hillsborough County, Florida

BY Victor D. Crist
Deputy Clerk

EXHIBIT 6

THE HONORABLE THOMAS S. ZILLY

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BRANDON BUSSEY and HEIDI
BUSSEY, individually and as guardians of
minor, H.B.,

Plaintiffs,

v.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN
BUSSEY, THAYNE LYMAN, PHILLIP
BUSSEY, CATHY BUSSEY, and DOES
1-100, INCLUSIVE,

Defendants.

No. 2:25-cv-00197-TSZ

DEFENDANTS THE CHURCH OF JESUS
CHRIST OF LATTER-DAY SAINTS AND
THAYNE LYMAN'S INITIAL
DISCLOSURE STATEMENT

Pursuant to Federal Rule of Civil Procedure 26(a)(1), Defendants The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole (“the Church”) and Thayne Lyman (“Mr. Lyman”), through their attorneys, respectfully make the following initial disclosures based on information presently available to them. These disclosures are preliminary and based solely on information reasonably available to the Church and Mr. Lyman at this time. The Church and Mr. Lyman reserve the right to disclose additional information regarding any of their claims or defenses or to otherwise revise or supplement these disclosures. Further, these disclosures are made without prejudice to the Church and Mr. Lyman’s right to use or rely on at any time,

1 including at trial, subsequently discovered information, or any information omitted from these
2 disclosures by inadvertence, mistake, or otherwise. The Church and Mr. Lyman will reveal
3 relevant, identifying details of Church members, including those listed below, only upon entry of
4 an appropriate Protective Order.
5
6

7
8
9 Subject to and without waiving the foregoing reservations, the Church and Mr. Lyman
10 make the following disclosures:
11

12
13 **A. Witnesses (Rule 26(a)(1)(A)(i))**

14
15 The below-listed individuals are likely to have discoverable information that the Church
16 and Mr. Lyman may use to support their claims or defenses relating to the allegations in the
17 Complaint.
18
19

20
21 **1. H.B., Plaintiff**

22 c/o Rogers & Cover, PLLC
23 705 Second Avenue, Suite 1500
24 Seattle, WA 98104
25 (206) 621-8525
26

27 Andrews & Thornton
28 4701 Von Karman Ave., Suite 300
29 Newport Beach, CA 92660
30 (949) 748-1000
31

32 Watts Law Firm LLP
33 811 Barton Springs Road # 725
34 Austin, TX 78704
35 (888) 889-2887
36

37 Plaintiff H.B. is likely to have discoverable information concerning Plaintiffs' allegations.
38

39 **2. Brandon Bussey**

40 c/o Rogers & Cover, PLLC
41 705 Second Avenue, Suite 1500
42 Seattle, WA 98104
43 (206) 621-8525
44

45 Andrews & Thornton
46 4701 Von Karman Ave., Suite 300
47 Newport Beach, CA 92660
48 (949) 748-1000
49

50 Watts Law Firm LLP
51 811 Barton Springs Road # 725

1 Austin, TX 78704
2 (888) 889-2887

3
4 Mr. Bussey is Plaintiff H.B.'s father. He is likely to have discoverable information
5 concerning Plaintiffs' allegations.
6

7
8 3. **Heidi Bussey**
9 c/o Rogers & Cover, PLLC
10 705 Second Avenue, Suite 1500
11 Seattle, WA 98104
12 (206) 621-8525

13
14 Andrews & Thornton
15 4701 Von Karman Ave., Suite 300
16 Newport Beach, CA 92660
17 (949) 748-1000

18
19 Watts Law Firm LLP
20 811 Barton Springs Road # 725
21 Austin, TX 78704
22 (888) 889-2887

23
24 Mrs. Bussey is Plaintiff H.B.'s mother. She is likely to have discoverable information
25 concerning Plaintiffs' allegations.
26

27
28 4. **Philip Bussey**
29 Gordon Tilden Thomas & Cordell LLP
30 600 University Street, Suite 2915
31 Seattle, WA 98101
32 (206) 467-6477

33
34 Mr. Bussey is Plaintiff H.B.'s grandfather. He is likely to have discoverable information
35 concerning Plaintiffs' allegations.
36

37
38 5. **Cathy Bussey**
39 Gordon Tilden Thomas & Cordell LLP
40 600 University Street, Suite 2915
41 Seattle, WA 98101
42 (206) 467-6477

43
44 Mrs. Bussey is Plaintiff H.B.'s grandmother. She is likely to have discoverable information
45 concerning Plaintiffs' allegations.
46

47
48 6. **Paydan Bussey**
49 Floyd | Pflueger, Kearns, Nedderman & Gress, P.S.
50 3101 Western Ave., Suite 400
51 Seattle, WA 98121

1 (206) 441-4455

2 Mr. Bussey is Plaintiff H.B.'s uncle. He is likely to have discoverable information
3 concerning Plaintiffs' allegations.
4

5
6
7 7. **Thayne Lyman**
8 c/o Perkins Coie LLP
9 1301 Second Avenue, Suite 4200
10 Seattle, WA 98101-3804
11 (206) 359-8000

12 Mr. Lyman is a former lay bishop in the Church's Duthie Hill Ward. He may have
13 discoverable information regarding Plaintiffs' allegations. He lives in Arizona. He may be
14 contacted through his counsel.
15
16

17
18 The foregoing represents the witnesses that the Church and Mr. Lyman currently believe
19 may have knowledge and/or information that the Church and Mr. Lyman may use to support their
20 claims or defenses. The Church and Mr. Lyman reserve the right to identify additional information
21 and/or additional individuals from whom they subsequently determine are likely to have
22 discoverable information that the Church and Mr. Lyman may use to support their claims or
23 defenses.
24
25
26
27
28
29

30 **B. Documents (Rule 26(a)(1)(A)(ii))**

31 The Church and Mr. Lyman identify the following categories of documents, electronically
32 stored information, and tangible things in their possession, custody, or control that may be used to
33 support the Church and Mr. Lyman's claims or defenses, with the exception of documents that
34 would be used solely for impeachment.
35
36
37
38
39

- 40 1. 2010 General Handbook of Instructions, published by The Church of Jesus Christ
41 of Latter-day Saints
42
43 2. 2019 General Handbook of Instructions Book 2, published by The Church of Jesus
44 Christ of Latter-day Saints
45
46 3. 2020 General Handbook of Instructions, published by The Church of Jesus Christ
47 of Latter-day Saints
48
49
50
51

- 1 4. Church conference materials, articles, trainings, documents, and manuals regarding
- 2 abuse and the treatment of children, published by The Church of Jesus Christ of
- 3 Latter-day Saints during the period 2012-2021
- 4
- 5
- 6
- 7 5. Membership Record of Plaintiff H.B.
- 8
- 9 6. Membership Record of Brandon Bussey
- 10
- 11 7. Membership Record of Heidi Bussey
- 12
- 13 8. Membership Record of Philip Bussey
- 14
- 15 9. Membership Record of Cathy Bussey
- 16
- 17 10. Membership Record of Thayne Lyman
- 18
- 19 11. Membership Record of Paydan Bussey
- 20
- 21 12. Leadership summary of Philip Bussey
- 22
- 23 13. <https://www.churchofjesuschrist.org/study/life-help/abuse?lang=eng>
- 24
- 25 14. [https://www.churchofjesuschrist.org/callings/safety/protecting-children-and-](https://www.churchofjesuschrist.org/callings/safety/protecting-children-and-youth?lang=eng)
- 26 [youth?lang=eng](https://www.churchofjesuschrist.org/callings/safety/protecting-children-and-youth?lang=eng)
- 27
- 28
- 29 15. <https://www.churchofjesuschrist.org/study/manual/general-handbook?lang=eng>
- 30

31 The Church and Mr. Lyman reserve the right to identify additional documents, electronically
32 stored information, and tangible things that they may use to support their claims or defenses.

33
34 **C. Damages (Rule 26(a)(1)(a)(iii))**

35
36 The Church and Mr. Lyman are not seeking damages at this time. The Church and Mr.
37
38 Lyman reserve the right to supplement this disclosure as the action proceeds.

39
40 **D. Insurance (Rule 26(a)(1)(a)(iv))**

41
42 The Church and Mr. Lyman are not currently aware of any insurance agreements under
43
44 which any person carrying on an insurance business may be liable to satisfy part or all of a
45
46
47
48
49
50
51

1 judgment which may be entered in the action or to indemnify or reimburse for payments made to
2 satisfy the judgment.
3

4
5 DATED this 16th day of June, 2025.
6
7

8 **PERKINS COIE LLP**

9
10
11 By: 
12 Harry H. Schneider, Jr., Bar No. 9404
13 Meeghan Dooley, Bar No. 61735
14 Perkins Coie LLP
15 1301 Second Avenue, Suite 4200
16 Seattle, Washington 98101-3804
17 Telephone: +1.206.359.8000
18 Facsimile: +1.206.359.9000
19 HSchneider@perkinscoie.com
20 MDooley@perkinscoie.com
21

22 *Attorneys for Defendants The Church of Jesus*
23 *Christ of Latter-day Saints and Thayne Lyman*
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51

CERTIFICATE OF SERVICE

I certify under penalty of perjury that on June 16, 2025, I caused the following attorneys of record to be served the foregoing DEFENDANTS THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS AND THAYNE LYMAN’S INITIAL DISCLOSURE STATEMENT by the method(s) indicated:

<p>James S. Rogers Heather M. Cover ROGERS & COVER, PLLC 705 Second Avenue, Suite 1500 Seattle, WA 98104 E-mail: jsr@jsrogerslaw.com E-mail: heather@jsrogerslaw.com</p> <p>Kimberly DeGonia Ryan McIntosh Brittany Emsais David Kao ANDREWS & THORNTON 4701 Von Karman Ave., Suite 300 Newport Beach, CA 92660 E-mail: kdegonia@andrewsthornton.com E-mail: rmcintosh@andrewsthornton.com E-mail: bemsais@andrewsthornton.com E-mail: dkao@andrewsthornton.com</p> <p>Damon Singleton WATTS LAW FIRM LLP 811 Barton Springs Road # 725 Austin, TX 78704 E-mail: damon@wattslp.com</p> <p><i>Attorneys for Plaintiffs</i></p>	<p> <input type="checkbox"/> Via hand delivery <input type="checkbox"/> Via U.S. Mail, 1st Class, Postage Prepaid <input type="checkbox"/> Via Overnight Delivery <input type="checkbox"/> Via Facsimile <input checked="" type="checkbox"/> Via Email <input type="checkbox"/> Other: _____ </p>
<p>Francis S. Floyd Danielle P. Smith FLOYD PFLUEGER, KEARNS, NEDDERMAN & GRESS, P.S. 3101 Western Ave., Suite 400 Seattle, WA 98121 E-mail: ffloyd@nwtrialattorneys.com E-mail: dsmith@nwtrialattorneys.com</p>	<p> <input type="checkbox"/> Via hand delivery <input type="checkbox"/> Via U.S. Mail, 1st Class, Postage Prepaid <input type="checkbox"/> Via Overnight Delivery <input type="checkbox"/> Via Facsimile <input checked="" type="checkbox"/> Via Email <input type="checkbox"/> Other: _____ </p>

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51

<p><i>Attorneys for Defendant Paydan Bussey</i></p>	
<p>Michael Rosenberger Katherine S. Wan GORDON TILDEN THOMAS & CORDELL LLP 600 University Street, Suite 2915 Seattle, WA 98101 E-mail: mrosenberger@gordontilden.com E-mail: kwang@gordontilden.com</p> <p><i>Attorneys for Defendants Philip and Cathy Bussey</i></p>	<p>___ Via hand delivery ___ Via U.S. Mail, 1st Class, Postage Prepaid ___ Via Overnight Delivery ___ Via Facsimile <u>X</u> Via Email ___ Other: _____</p>

DATED this 16th day of June, 2025.

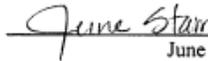

June Starr

EXHIBIT 7

The Honorable Thomas S. Zilly

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

BRANDON BUSSEY and HEIDI BUSSEY,
individually and as guardians of minor, H.B.,

Plaintiffs,

vs.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN
BUSSEY, THAYNE LYMAN, PHILIP
BUSSEY, CATHY BUSSEY, and DOES 1-
100, INCLUSIVE,

Defendants.

CASE NO. 2:25-cv-00197-TSZ

**PLAINTIFFS' INITIAL
DISCLOSURES PURSUANT TO
FRCP 26(a)(1)**

COME NOW Plaintiffs, and by and through their undersigned counsel serve these Initial Disclosures pursuant to Fed. R. Civ. P. 26(a)(1) as follows:

I. INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION

Plaintiffs preliminarily identify the following individuals who are likely to have discoverable information and/or non-privileged personal knowledge that may be used to support their claims:

1. **Brandon Bussey and Heidi Bussey**
c/o Rogers & Cover, PLLC
705 2nd Avenue, Suite 1500
Seattle, WA 98104
(206) 621-8525

1 Andrews & Thornton
4701 Von Karman Ave., Suite 300
2 Newport Beach, CA 92660
(949) 748-1000

3
4 Watts Law Firm
811 Barton Springs Road, # 725
Austin, TX 78704
5 (888) 889-2887

6 Brandon and Heidi Bussey are Plaintiffs and the minor Plaintiff, H.B.'s father and
7 mother. They will testify regarding matters at issue in this litigation, including but not limited
8 to, damages, the effects of the sexual abuse on H.B. and his family, the claims contained in the
9 First Amended Complaint, including facts pertaining to Defendants' liability.

10
11 2. **Philip Bussey and Cathy Bussey**
c/o Gordon Tilden Thomas & Cordell LLP
600 University Street, Suite 2915
Seattle, WA 98101
(206) 467-6477

12 Philip and Cathy Bussey are Defendants in this matter. They are H.B.'s grandfather and
13 grandmother. They likely have knowledge of matters related to: (1) the policies, procedures,
14 and/or practices of The Church of Jesus Christ of Latter-Day Saints (hereinafter referred to as
15 the "Church") regarding the reporting and handling of sexual abuse incidents involving its
16 members, including the Helpline in question; (2) the Church's knowledge of the sexual abuse on
17 H.B.; (3) the Church's and/or Defendant Thayne Lyman's knowledge of, and involvement in the
18 sexual abuse of minors other than H.B. by Defendant Paydan Bussey; (4) communications
19 between and/or among the Church, Philip Bussey, Cathy Bussey, Thyane Lyman, and/or other
20 members of the Church regarding Paydan Bussey's sexual abuse of minors, including criminal
21 cases filed against Paydan Bussey; (5) information, documents, and/or communications
22 concerning the counseling and treatment Paydan Bussey received as a result of the sexual abuse
23 incidents; and (6) all other facts and/or documents relating to the Church's and other defendants'
liability.

3. Members of **Defendant The Church of Jesus Christ of Latter-Day Saints**, including, but not limited to, **Defendant Thayne Lyman** and the Area Seventies, General Authority Seventies, Quorum of the Twelve Apostles, bishops, bishopric counselors, high councilors, mission presidents, stake presidents, and/or stake presidency counselors of the Church.

c/o Perkins Coie LLP
1201 Third Avenue, Suite 4900
Seattle, WA 98101-3099
(206) 359-8000

1 Defendant **Thayne Lyman** and other members of the Church (including **Brandon**
2 **Winder, Mark Sanelli, Henry Eyring, Russell Nelson, Dallin Harris Oaks, Dieter F.**
3 **Uchtdorf, and Jamie Vanhoose Steele**) likely have knowledge of matters related to: (1) the
4 Church's policies, procedures, and/or practices regarding the reporting and handling of sexual
5 abuse incidents involving its members, including the Helpline in question; (2) the Church's
6 knowledge of the sexual abuse on H.B.; (3) the Church's and/or Defendant Thayne Lyman's
7 knowledge of, and involvement in the sexual abuse of minors other than H.B. by Defendant
8 Paydan Bussey; (4) communications between and/or among the Church, Philip Bussey, Cathy
9 Bussey, Thyane Lyman, and/or other members of the Church regarding Paydan Bussey's sexual
10 abuse of minors, including criminal cases filed against Paydan Bussey; (5) information,
11 documents, and/or communications concerning the counseling and treatment Paydan Bussey
12 received as a result of the sexual abuse incidents; and (6) all other facts and/or documents relating
13 to the Church's and other defendants' liability.

8 4. **Paydan Bussey**

9 c/o Floyd | Pflueger, Kearns, Nedderman & Gress, P.S.
10 3101 Western Ave., Suite 400
Seattle, WA 98121
(206) 441-4455

11 Paydan Bussey is a defendant in this matter. He likely has knowledge of matters related
12 to: (1) his sexual abuse of H.B. and other minors, including investigations and criminal cases
13 relating thereto; (2) the Church's knowledge of, and involvement in his sexual abuse of H.B. and
14 other minors; (3) his communications with Defendant Thayne Lyman and/or other members of
15 the Church, Philip Bussey, and/or Cathy Bussey regarding his sexual abuse of minors, including
16 criminal cases filed against him; (4) information, documents, and/or communications pertaining
17 to the counseling and treatment he received as a result of his sexual abuse of H.B. and other
18 minors; and (5) all other facts and/or documents relating to Defendants' liability.

16 5. 2012 sexual abuse victims, including, but not limited to:

17 5.a. [REDACTED] (then 6 years old)
and his mother, **Jamie Glennon**
Addresses and telephone numbers to be supplemented

18 5.b. [REDACTED] (then 6 years old)
and his mother, **Lynn Thomas**
Addresses and telephone numbers to be supplemented

19 5.c. [REDACTED] (then 4 years old) and his mother, **Kathi G.**
20 Address and telephone number to be supplemented

21
22 Upon information and belief, Defendant Paydan Bussey was investigated by the King
23 County Sheriff's Office in 2012 and charged with child molestation, among other offenses,
involving members of the 2012 Klahanie Swim Team, including, but not limited to, Taven
Gurren, Ellington Fruehling, and S.G. (currently minor).

6. 2024 sexual abuse victims, including, but not limited to:

W.L. and R.L. (then 6 years old) and their mother, **Ievgeniia Litus**
Address and telephone number to be supplemented

Upon information and belief, Defendant Paydan Bussey was investigated by the King County Sheriff's Office in 2024 and charged with rape of a child in the first degree, among other offenses, involving W.L. and R.L.

7. **L.H.**
Address and telephone number to be supplemented

Upon information and belief, L.H. is Defendant Paydan Bussey's cousin who was sexually abused by Paydan Bussey in the summer and December of 2012. Upon further information, Paydan Bussey failed to disclose this crime during the 2012 investigation period; however, the offense was revealed when he failed a polygraph test administered in February 2013.

8. **King County Sheriff's Office**
516 Third Avenue, Room W-116
Seattle, WA 98104
(206) 296-4155

Upon information and belief, the following officers and detectives were involved in the investigations of Defendant Paydan Bussey's child molestation and child rape incidents in 2012 and in 2024:

2012 child molestation:
Casey Johnson
Santos (first name to be supplemented)

2024 child rape:
Amy Crawford
Jason Escobar
Alexis Pearlstein
Andrew Shears
Christopher Terry
Paul Thompson
William Weisberg
Shana Macleod (forensic interviewer)

9. **K. Knutson**
King County Juvenile Court Services
1211 East Alder Street
Seattle, WA 98122

1 Upon information and belief, Mr. Knutson served as Defendant Paydan Bussey's
2 probation officer in connection with Paydan Bussey's 2012 child molestation charge.

3 10. **Richard L. Packard, Ph.D.**
4 Brain Health Northwest, LLC
5 219 – 1st Ave. S., Suite 310
6 Seattle, WA 98104
7 (206) 456-5454

8 Upon information and belief, Dr. Packard is a psychologist and certified sex offender
9 treatment provider who assisted Defendants in successfully sealing Paydan Bussey's criminal
10 records in Washington and terminating his sex offender registration in 2017.

11 11. **Timothy Kahn, M.S.W.**
12 11747 N.E. 1st Street, Suite 330
13 Bellevue, WA 98005
14 (425) 462-9333

15 Upon information and belief, Mr. Kahn was Paydan Bussey's mental health counselor
16 and sex offender treatment provider in 2012.

17 12. **Dore E. Frances, Ph.D.**
18 Horizon Family Solutions, LLC
19 4450 Arapahoe Ave., Suite 100
20 Boulder, CO 80303
21 (303) 448-8803

22 Upon information and belief, Dr. Frances was Defendant Paydan Bussey's
23 educational/therapeutic consultant and assisted with Paydan Bussey's admission to Wasatch
Academy in Utah in 2016.

13 13. **Kevin O'Keefe, Ph.D.**
14 Santa Clara, UT

15 Upon information and belief, Dr. O'Keefe performed psychological testing on Defendant
16 Paydan Bussey for Dr. Frances in 2016.

17 14. **J. Trevor Allen, CMHC**
18 Spring City, UT

19 Upon information and belief, Mr. Allen was Defendant Paydan Bussey's therapist/mental
20 counselor during the time Paydan Bussey attended Wasatch Academy in Utah.

21 15. **William Meyer, MSW**
22 Chicago, IL

1 Upon information and belief, Dr. Meyer is a psychologist who conducted a forensic
2 evaluation for Defendant Paydan Bussey's disposition, including a risk assessment and
3 psychosocial evaluation, in connection with the 2012 child molestation charge.

3 16. **Rockwood** (first name to be supplemented)
4 **Birdseye Boy Ranch**
5 Fairview, UT

5 Upon information, Birdseye Boy Ranch is a residential treatment center that provides
6 services to youth struggling with mental health or educational challenges. Upon further
7 information, Mr. Rockwood provided treatment to Defendant Paydan Bussey following his
8 admission to the facility in March 2013.

7 17. **Brightmont Academy**
8 7345 164th Avenue NE, Suite I-135
9 Redmond, WA 98052
10 (425) 373-0800

10 Upon information and belief, Defendant Paydan Bussey attended Brightmont Academy
11 in Bellevue, where the principal and teachers were notified of the 2012 child molestation charge.

11 18. **Ty Kennedy**
12 **Erin Nester**
13 **Tresa Cook**
14 **Kara Loftin**
15 Wasatch Academy
16 120 South 100 West
17 Mt. Pleasant, UT 84647
18 (435) 462-1400

16 Upon information, Wasatch Academy is a college preparatory boarding school. Upon
17 further information, Defendant Paydan Bussey attended the school in 2016 and 2017. Mr.
18 Kennedy (Dean of Students/Dean of Residential Life), Mr. Nester (Director of Domestic
19 Admission), Ms. Cook and Ms. Loftin (academic advisors) are believed to have submitted
20 materials to the King County Superior Court in support of efforts by Defendants to seal Paydan
21 Bussey's Washington criminal records relating to the 2012 child molestation charge and to
22 terminate his sex offender registration in 2017.

20 19. **Costco Wholesale**, including, but not limited to,
21 Defendant Paydan Bussey's supervisors and co-workers
22 7725 188th Ave. NE
23 Redmond, WA 98052
(425) 406-5382

23 Upon information, Defendant Paydan Bussey was employed at the Tire Center of the
Costco store located in Redmond, Washington, at the time of the 2024 child rape charge.

1
2 20. **Cosette Rae (aka Cosette Simmons)**
 Bellevue, WA

3 Upon information, Ms. Rae was Defendant Cathy Bussey’s therapist and is likely to have
4 information concerning Defendant Paydan Bussey’s sexual abuse of minors and related criminal
5 charges. She is believed to have been one of the individuals who regularly received emails from
6 Defendant Cathy Bussey regarding matters related to Defendant Paydan Bussey’s 2012 criminal
7 cases.

8 21. **Ashley White**
 Washington

9 Ms. White is the mother of H.B.’s friend who, in or about September 2024, contacted
10 H.B.’s parents regarding Defendant Paydan Bussey’s solicitation of inappropriate things toward
11 her son. As a result, H.B.’s parents discovered Paydan Bussey’s sexual abuse of their son, H.B.
12 and immediately contacted the Provo Police Department in Utah. Upon information and belief,
13 Paydan Bussey also attempted to groom Ms. White’s son. The resulting criminal proceeding is
14 currently pending in the Fourth Judicial District – Provo District Court in Utah under Case No.
15 241403253. The charges against Defendant Paydan Bussey include Sodomy on a Child and
16 Aggravated Sexual Abuse of a Child.

17 22. **Provo Police Department**
 445 W. Center St.
 Provo, UT 84601
 (801) 852-6210

18 Upon information, Officer **Scott Nielsen** and other officers from the Provo Police
19 Department investigated the sexual abuse on H.B. by Defendant Paydan Bussey when H.B.’s
20 parents contacted the Police Department in or about September 2024.

21 23. **Karson and Dawson**
 Last names, addresses, and telephone numbers to be supplemented

22 Upon information, Defendant Paydan Bussey was in a relationship with Karson and
23 Dawson when he was attending his school in Utah.

 24. **Kyle Parry**
 Sixth Judicial District
 Sanpete County Courthouse
 160 North Main
 P.O. Box 219
 Manti, UT 84642
 (435) 835-2121

1 Upon information, Mr. Parry served as Defendant Paydan Bussey’s Utah probation
2 officer when Paydan Bussey was attending Wasatch Academy in 2016, during the pendency of
his Washington criminal case.

3 25. Family Members, Friends, and “Support Team”

4 The following individuals¹ are family members, friends, and/or fellow Church members
5 of the Plaintiffs and/or Defendants Philip Bussey, Cathy Bussey, and/or Paydan Bussey. Upon
6 information and belief, Defendants Philip Bussey and Cathy Bussey regularly shared information
7 with many of these individuals concerning the charges against Defendant Paydan Bussey and
the related criminal proceedings from 2012 and 2017, during which Defendants successfully
sealed the criminal records and terminated his sex offender registration:

- Baird, Dirk
- Bennett, Guy, St. George, UT
- Binning, Kent
- Bishop, Steve
- Brinkerhoff, Mary
- Burnham, Jeff
- Calderon, Maricel
- Capener, Anders, Walnut Creek, CA
- Capener, Bailey
- Capener, Kelen
- Capener, Merit, Rexburg, ID
- Capener, Mike, Concord, CA
- Capener, Tee, Concord, CA
- Christenson, Anne, Bellevue, WA (Defendant Paydan Bussey’s
grandmother)
- Dance, Alan
- Daniels-Brown, Stephen
- Duce, David W., Everett, WA
- Fairbanks, Thomas, Pullman, WA
- Gehrett, Kristen
- Ghoreishi, Etel
- Hadfield, Glen
- Hadfield, Sherrol, Sandy, UT
- Hafen, Alyssa
- Hafen, Brad
- Hafen, Carolyn, Walla Walla, WA (Cathy Bussey’s mother)
- Hafen, David, Walla Walla, WA (Cathy Bussey’s father)
- Hafen, Deirdre Dee Dee
- Hafen, Floyd, College Place, WA
- Hafen, Jacob

8 _____
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
¹ These individuals are listed in alphabetical order, regardless of their relationships.

1 Hafen, Kim
Hafen, Ky, West Richland, WA
2 Hafen, Lura, Walla Walla, WA
Hafen, Nellie
3 Hafen, Nikol
Hafen, Rob, Walla Walla, WA
4 Hafen, Tambri
Hafen, Trent
5 Hafen, Zach, College Place, WA
Hamilton, Kim, Vineyard, UT
6 Hancock, Leslie, Sammamish, WA (Paydan Bussey's Sunday class
teacher)
7 Hansen, Lori
Hartman, Rick
8 Heather, Ciscon
Hudner, Brett
9 Hudner, Janne, Vienna, VA
Hudner, Mary
10 Jones, Amanda (Phil and Cathy Bussey's daughter)
Jones, Christopher (Phil and Cathy Bussey's son-in-law)
11 Jones, Debbie
Jones, Jannelle
12 Jones, Kristy
Jorgensen, Kristen, Highland Park, IL
13 Latimer, Matt
Larsen, Brooks, Nashville, TN
14 Lee, James
Kearon, Patrick
15 King, Mike, WA
King, Debbie, WA
16 Krueger, Carr
Krueger, Lori
17 Mackay, Greg
Marcusen, Mackenzie
18 McCombs, Ron
McCombs, Troy
19 McMullin, Phil
Merrell, Bruce
20 Mullen, Donald
Nelson, Kim
21 Nicholes, Aaron
Nielsen, Katie
22 Oldham, Anita
Oldham, Troy, North Logan, UT
23 Oliver, Julie
Olson, Thomas

- 1 Palmer, Brent
- Pugh, Don
- 2 Pugmire, Kenneth
- Ralph, Kim
- 3 Ralph, Mackenzie
- Ralph, Mike
- 4 Rodarte, Frank, Auburn, WA
- Rodriguez, Tim
- 5 Romas, Shirley
- Sass, Steve
- 6 Shoeman, Evie
- Stevenson, Larry
- 7 Taggart, Bruce, American Fork, UT
- Tanner, Robert, Issaquah, WA
- 8 Taylor, Madie
- Thorpe, Lucy, Kaysville, UT
- 9 Turner, Mark
- Wagstaff, Frank E.
- 10 Wallace, Marni, Fall City, WA
- Weaver, Brett
- 11 Webb, Dennis
- Webb, Randy
- 12 Webster, Russell
- Wilkey, David
- 13 Wilkey, Lorelee

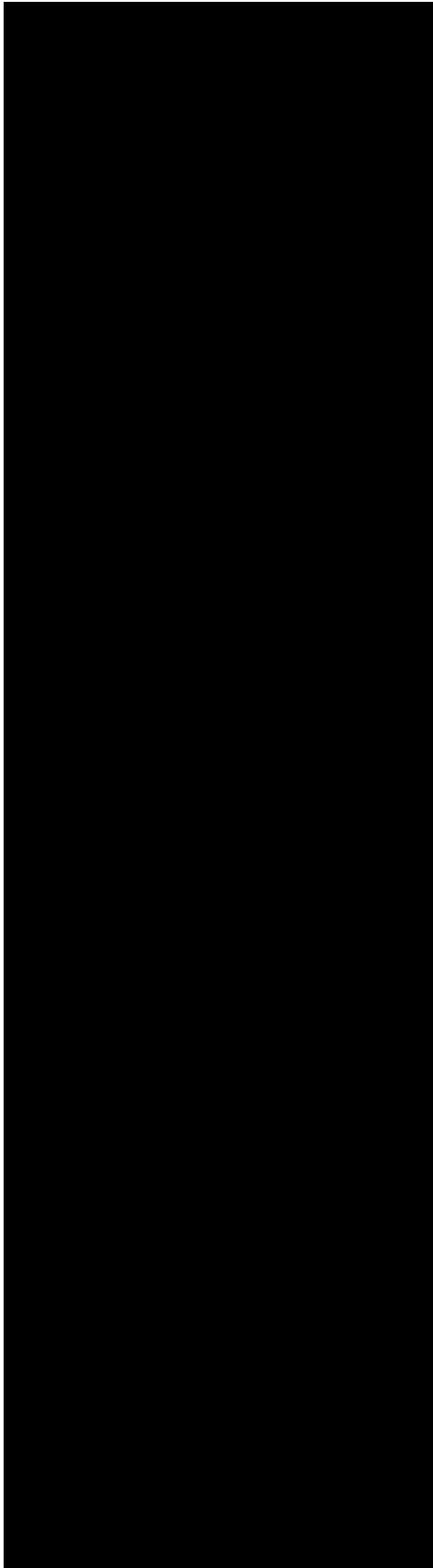
14 The addresses and telephone numbers of the above-listed individuals may be
15 supplemented.

16 26. Defendant Paydan Bussey’s Swim Teams in 2012

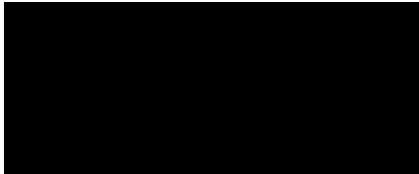
17 Klahanie Swim Team

- 18 [REDACTED] 102nd Pl. SE, Bellevue, WA
- [REDACTED] N. State St., Apt. # 205, Bellingham, WA
- 19 [REDACTED] n, UT
- [REDACTED] h Pl. SE, Sammamish, WA
- [REDACTED] 4th Pl. SE, Sammamish, WA
- [REDACTED] l., Sammamish, WA
- 20 [REDACTED] Northwest Ave., Apt. 241, Bellingham, WA
- [REDACTED] ngton Ave., Apt. #207, Fayetteville, AR
- 21 [REDACTED] Monrie Ln., Apt. # 208, Charlottesville, VA
- [REDACTED] ane, Carrboro, NC
- 22 [REDACTED] E 42nd St., Sammamish, WA
- [REDACTED] 40th St., Sammamish, WA
- 23 [REDACTED] 00 SE 40th Dr., Sammamish, WA
- [REDACTED] 3956 262nd Ave. SE, Sammamish, WA

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23



, Sammamish, WA
6th St., Clyde Hill, WA
. NE, Apt. # 202, Kirkland, WA
Ave. SE, Bellevue, WA
268th Pl. SE, Sammamish, WA
0th Ave. NE, Bellevue, WA
Sammamish, WA
r. SW, Seattle, WA 98116
East, Seattle, WA
E 31st St., Bellevue, WA
arnes Rd., Apt. # 239, Portland, OR
ay NE, Apt. # 335, Bellevue, WA
Bellevue, WA
E, Bellevue, WA
gard Dr., Houston, TX
d St., Apt. #2, Tuscaloosa, AL
t., Clyde Hill, WA
e St., Seattle, WA
gden, UT
SE, Bellevue, WA
ammamish, WA
l. SE, Sammamish, WA
, Unit C, Seattle, WA
St., Sammamish, WA
Bellevue, WA
E, Bellevue, WA
E, Kirkland, WA
, Bellevue, WA
E, Bellevue, WA
, Bellevue, WA
ham Rd., Sarasota Springs, NY
, Bellevue, WA
e St., Bozeman, MT 59718
ve. NE, Medina, WA
ve. SE, Sammamish, WA
E, Shoreline, WA
Ave. SE, Bellevue, WA
E 27th St., Sammamish, WA
t., Bellevue, WA
, Bellevue, WA
pt. #224, Chandler, AZ
Way SE, Renton, WA
t., Apt. # 4, Seattle, WA
St., Sammamish, WA
verlake Dr. SE, Sammamish, WA



. SE, Bellevue, WA
Pl. SE, Sammamish, WA 98029
09th Ave. SE, Bellevue, WA
4027 262nd Ave. SE, Sammamish, WA

Pine Lake Club Swim Team (12/2012)

Kelsey Mark, coach
Columbia Athletic Clubs
2930 228th Ave. SE
Sammamish, WA 98075
(425) 313-0123

II. DOCUMENTS THAT MAY BE USED

Plaintiffs are in possession, custody, and control of the following documents that may be used to support their claims:

1. Emails from Defendant Philip Bussey and/or Cathy Bussey.
2. *State of Washington v. Paydan Bussey*, King County Superior Court records filed in Case No. 14-8-01592-7.
3. Washington King County Sheriff’s Office’s file relating to its sexual abuse investigation of Paydan Bussey in 2024 (Case # C24002867).
4. Information filed in *State of Utah v. Paydan Georgy Bussey*, Utah Fourth Judicial District Court Case No. 241403253.

III. COMPUTATION OF DAMAGES

Plaintiffs have not determined all damages at this time. Plaintiffs will supplement their damage claims as discovery proceeds in this matter, and in accordance with the Court’s pretrial schedules. Please see also the Prayer for Relief asserted in Plaintiffs’ Second Amended Complaint for Damages.

///

///

1 IV. INSURANCE COVERAGE

2 Plaintiffs have no information on Defendants' insurance agreement(s) under which
3 coverage for liability may be available at this time.

4 DATED this 16th day of June, 2025.

5 ROGERS & COVER, PLLC

6 

7 _____
James S. Rogers, WSBA #5335
Heather Cover, WSBA #52146

8 Attorneys for Plaintiffs

9 705 Second Avenue, Suite 1500
Seattle, WA 98104

10 Telephone: (206) 621-8525

11 E-mail: jsr@jsrogerslaw.com

E-mail: heather@jsrogerslaw.com

12 ANDREWS & THORNTON

13 Kimberly DeGonia, CA Bar # 256989

Ryan McIntosh, CA Bar # 328042

14 Brittany Emsais, CA Bar # 352332

David Kao, CA Bar # 261117

Pro Hac Vice Attorneys for Plaintiffs

15 4701 Von Karman Ave., Suite 300

16 Newport Beach, CA 92660

17 Telephone: (949) 748-1000

E-mail: kdegonia@andrewsthornton.com

E-mail: rmcintosh@andrewsthornton.com

18 E-mail: bemsais@andrewsthornton.com

E-mail: dkao@andrewsthornton.com

19 WATTS LAW FIRM

20 Damon Singleton, AR Bar # 2010132

21 Pro Hac Vice Attorneys for Plaintiffs

22 811 Barton Springs Road, # 725

Austin, TX 78704

23 Telephone: (888) 889-2887

E-mail: damon@wattsllp.com

CERTIFICATE OF SERVICE

I hereby certify that on June 16, 2025, I served the foregoing with the attached documents **via email** upon the following counsel:

<p>Pro Hac Vice Counsel for Plaintiffs ANDREWS & THORNTON Kimberly DeGonia, CA Bar # 256989 Ryan McIntosh, CA Bar # 328042 Brittany Emsais, CA Bar # 352332 David Kao, CA Bar # 261117 4701 Von Karman Ave., Suite 300 Newport Beach, CA 92660 Telephone: (949) 748-1000 E-mail: kdegonia@andrewsthornton.com E-mail: rmcintosh@andrewsthornton.com E-mail: bemsais@andrewsthornton.com E-mail: dkao@andrewsthornton.com</p> <p>WATTS LAW FIRM Damon Singleton, AR Bar # 2010132 811 Barton Springs Road, # 725 Austin, TX 78704 Telephone: (888) 889-2887 E-mail: damon@wattsllp.com</p>	<p>Attorneys for Defendants The Church of Jesus Chris of Latter-Day Saints and Thayne Lyman Harry H. Schneider, Jr., WSBA #9404 Meeghan Dooley, WSBA #61735 PERKINS COIE LLP 1201 Third Avenue, Suite 4900 Seattle, WA 98101-3099 Telephone: (206) 359-8000 E-mail: HSchneider@perkinscoie.com E-mail: MDooley@perkinscoie.com</p>
<p>Attorneys for Defendants Philip and Cathy Bussey Michael Rosenberger, WSBA #17730 Katherine S. Wan, WSBA #58647 GORDON TILDEN THOMAS & CORDELL LLP 600 University Street, Suite 2915 Seattle, WA 98101 Telephone: (206) 467-6477 E-mail: mrosenberger@gordontilden.com E-mail: kwang@gordontilden.com</p>	<p>Attorneys for Defendant Paydan Bussey Francis S. Floyd, WSBA #10642 Danielle P. Smith, WSBA #49165 FLOYD PFLUEGER KEARNS, NEDDERMAN & GRESS, P.S. 3101 Western Ave., Suite 400 Seattle, WA 98121 Telephone: (206) 441-4455 E-mail: ffloyd@nwtrialattorneys.com E-mail: dsmith@nwtrialattorneys.com</p>

DATED this 16th day of June, 2025 in Seattle, Washington.

ROGERS & COVER, PLLC

Leehwa McFadden

Leehwa McFadden, Paralegal

1
2
3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT SEATTLE

6 BRANDON BUSSEY and HEIDI BUSSEY,
individually and as guardians of minor H.B.,

7 Plaintiffs,

8 v.

9 THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS; PAYDAN
10 BUSSEY; THAYNE LYMAN; PHILLIP
BUSSEY; CATHY BUSSEY; and DOES 1-
11 100,

12 Defendants.

C25-0197 TSZ

MINUTE ORDER

13 The following Minute Order is made by direction of the Court, the Honorable
14 Thomas S. Zilly, United States District Judge:

15 (1) The motion to transfer venue, docket no. 49, brought by defendant The
Church of Jesus Christ of Latter-Day Saints (“The Church”), and joined by defendant
16 Thayne Lyman, docket no. 54, and defendants Phillip and Cathy Bussey, docket no. 65, is
DENIED. The Court may transfer a civil action to a district “where it might have been
17 brought” or “to which all parties have consented.” 28 U.S.C. § 1404(a). Plaintiffs do not
consent to the requested transfer, and thus, the question before the Court is whether this
18 case “might have been brought” in the District of Utah. To qualify as a district where the
action “might have been brought,” the proposed transferee court must have had subject
19 matter jurisdiction at the time the lawsuit commenced, must be a proper venue, and must
have personal jurisdiction over the defendants. *E. & J. Gallo Winery v. F. & P. S.p. A.*,
20 899 F. Supp. 465, 466 (E.D. Cal. 1994); *see Amini Innovation Corp. v. JS Imports, Inc.*,
497 F. Supp. 2d 1093, 1108 n.39 (C.D. Cal. 2007); *see also Shapiro v. Bonanza Hotel*
21 *Co.*, 185 F.2d 777, 779 (9th Cir. 1950); *Aegean Marine Petroleum S.A. v. Canpotex*
Shipping Servs. Ltd., No. 15-cv-172, 2016 WL 898571, *2–3 (W.D. Wash. Mar. 9, 2016)
22 (denying the defendants’ motion to transfer because they failed to make an adequate
showing as to personal jurisdiction and venue). In this matter, The Church has made no
23

1 showing that the District of Utah would have had personal jurisdiction over defendants
 2 Phillip and Cathy Bussey, who are residents of the State of Washington. *See* Am. Compl.
 3 at ¶¶ 21–22 (docket no. 2); Answer at ¶¶ 21–22 (docket no. 24) (admitting that Phillip or
 4 Philip and Cathy Bussey are Washington residents). The Church instead relies solely on
 5 the Busseys’ consent to jurisdiction in Utah. *See* Def.’s Mot. at 5–6, 8–9, & 14 (docket
 6 no. 49). The United States Supreme Court long ago rejected this type of maneuvering,
 7 and the law is well settled that such consent cannot support a transfer to a district that
 8 otherwise lacks personal jurisdiction. *See Hoffman v. Blaski*, 363 U.S. 335 (1960); *see*
 9 *also Com. Lighting Prods., Inc. v. U.S. Dist. Court*, 537 F.2d 1078, 1079 (9th Cir. 1976)
 10 (“The defendants’ consent to the transfer is irrelevant.”); *Col. Cas. Ins. Co. v. Candelaria*
 11 *Corp.*, No. EDCV 09-2123, 2010 WL 1268027, at *4 (C.D. Cal. Mar. 31, 2010).

12 (2) Plaintiffs having represented to the Court that the counterclaim asserted by
 13 Phillip or Philip and Cathy Bussey has been resolved, and that the settlement has been
 14 partially effectuated, *see* Pls.’ Mot. at 2 (docket no. 62); Cover Decl. at ¶ 2 (docket
 15 no. 63) (“a portion of the agreed-upon settlement funds has already been transmitted to
 16 counsel”), and the Busseys having stated that they would not oppose a motion to dismiss
 17 brought in the District of Utah pursuant to Federal Rule of Civil Procedure 41(a)(2), *see*
 18 Bussey Defs.’ Resp at 1 (docket no. 69), plaintiffs’ motion to voluntarily dismiss this
 19 case, docket no. 62, is GRANTED as follows. Plaintiffs’ claims are DISMISSED
 20 without prejudice, and the Busseys’ counterclaim is DISMISSED with prejudice,
 21 provided that the Busseys may move, within thirty (30) days of the date of this Minute
 22 Order, to reopen this case with respect to their counterclaim in the event that settlement is
 23 not perfected. The Court declines to award attorney’s fees or costs to any party.

(3) The Clerk is DIRECTED to close this case and to send a copy of this
 Minute Order to all counsel of record.

Dated this 28th day of October, 2025.

Ravi Subramanian
 Clerk

s/Grant Cogswell
 Deputy Clerk

THE HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

H.B., by and through his guardian ad litem
BRANDON BUSSEY,

Plaintiff,

v.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN BUSSEY,
THAYNE LYMAN, PHILLIP BUSSEY,
CATHY BUSSEY, and DOES 1-100,
INCLUSIVE,

Defendants.

No. 2:25-cv-00197-TSZ

NOTICE OF CHANGE OF ADDRESS

PLEASE TAKE NOTICE that, effective June 9, 2025, the Seattle office address for Perkins Coie LLP and the undersigned attorneys has changed to the following:

1301 Second Ave.

Suite 4200

Seattle, WA 98101

The Court and all counsel and parties are hereby requested to make note of this change and send all notices, orders, pleadings, and other communications concerning the above-captioned matter to the new address. The firm's local telephone and fax numbers will remain the same: 206-359-8000 (telephone) and 206-359-9000 (fax).

1 Dated: June 16, 2025

2 By: s/ Harry H. Schneider, Jr.
3 Harry H. Schneider, Jr., Bar No. 9404
4 Meeghan Dooley, Bar No. 61735
5 **Perkins Coie LLP**
6 1201 Third Avenue, Suite 4900
7 Seattle, Washington 98101-3099
8 Telephone: +1.206.359.8000
9 Facsimile: +1.206.359.9000
10 HSchneider@perkinscoie.com
11 MDooley@perkinscoie.com

12 *Attorneys for Defendants The Church of the*
13 *Latter-day Saints and Thayne Lyman*

The Honorable Thomas S. Zilly

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

BRANDON BUSSEY and HEIDI BUSSEY,
individually and as guardians of minor, H.B.,

Plaintiffs,

vs.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN
BUSSEY, THAYNE LYMAN, PHILIP
BUSSEY, CATHY BUSSEY, and DOES 1-
100, INCLUSIVE,

Defendants.

) **CASE NO. 2:25-cv-00197-TSZ**

)
) **PLAINTIFFS' MOTION FOR**
) **VOLUNTARY DISMISSAL,**
) **WITHOUT PREJUDICE**

)
) **NOTE ON MOTION CALENDAR:**
) **OCTOBER 31, 2025**

COME NOW Plaintiffs Brandon Bussey and Heidi Bussey (hereinafter referred to as "Plaintiffs"), and by and through the undersigned counsel file this Motion to Voluntarily Dismiss their Complaint without Prejudice.

FACTS

A comprehensive recitation of facts is not necessary for the Court's determination of this motion. By way of orientation, Plaintiffs brought suit against Defendants as a result of sexual abuse perpetrated by Defendant Paydan Bussey on their minor son. See, Dkt. 30, Second

1 Amended Complaint. Plaintiffs' minor daughter has also been identified as another victim of
2 Paydan Bussey. See, Dkt. 51 at Ex. A.

3 Defendants Cathy and Philip Bussey brought a counterclaim against Plaintiffs. Dkt. 36.
4 However, Plaintiffs have already agreed to a settlement of that claim. See Decl. of Heather M.
5 Cover, ¶2. In fact, a portion of the settlement funds has already been sent to counsel for Cathy
6 and Philip Bussey. *Id.*

7 As two minor victims of sexual abuse have been identified in this case, it is imperative
8 that these minor victims be given time to fully develop and anchor their memories of this sexual
9 abuse. Accordingly, Plaintiffs assert that dismissal without prejudice is appropriate at this time.

10 ***ARGUMENT***

11 Fed. R. Civ. P. 41 provides in pertinent part:

12 **(a) Voluntary Dismissal.**

13 (2) *By Court Order; Effect.* Except as provided in Rule 41(a)(1), an
14 action may be dismissed at the plaintiff's request only by court
15 order, on terms that the court considers proper. If a defendant has
16 pleaded a counterclaim before being served with the plaintiff's
17 motion to dismiss, the action may be dismissed over the defendant's
18 objection only if the counterclaim can remain pending for
19 independent adjudication. Unless the order states otherwise, a
20 dismissal under this paragraph (2) is without prejudice.

17 Under the plain reading of the Rule, the court has discretion to either approve or deny such a
18 voluntary motion to dismiss brought by Plaintiff. However, case law provides guidance on when
19 a court should grant the voluntary motion to dismiss. In *Williams v. Peralta Community College*
20 *Dist.*, 227 F.R.D. 538 (2005), the court stated that,

21 [a] district court should grant a motion
22 for voluntary dismissal under Rule 41(a)(2) unless a defendant can
23 show that it will suffer some plain legal prejudice as a result. *Smith*
v. Lenches, 263 F.3d 972, 975 (9th Cir.2001). [L]egal prejudice

1 means prejudice to some legal interest, some legal claim, some legal
2 argument. *Id.* at 976 (internal quotation marks omitted).
3 [U]ncertainty because a dispute remains unresolved or because the
4 threat of future litigation ... causes uncertainty does not result in
5 plain legal prejudice. Also, plain legal prejudice does not result
6 merely because the defendant will be inconvenienced by having to
7 defend in another forum or where a plaintiff would gain a tactical
8 advantage by that dismissal. *Id.* (internal quotation marks omitted).
9 Furthermore, the expense incurred in defending against a lawsuit
10 does not amount to legal prejudice. *Westlands Water Dist. v. United*
11 *States*, 100 F.3d 94, 97 (9th Cir.1996).

12 *Williams*, 227 F.R.D at 539 (internal quotation marks omitted). Moreover, as minor victims of
13 sexual abuse are at issue in this case, it should be dismissed without prejudice, given that the
14 dismissal will not cause Defendants to suffer any cognizable legal prejudice.

15 Plaintiffs' reason for moving to voluntarily dismiss their claim at this time is based on
16 a number of extraneous circumstances that have frustrated their ability to proceed with their
17 claim. In particular, Plaintiffs' lives underwent a significant transformation following H.B.'s
18 recent diagnosis of autism and his family's subsequent relocation across the country. Decl. of
19 Heather M. Cover, ¶3. Additionally, although the Plaintiffs have a fragile mental state and have
20 experienced trauma, they are nevertheless actively participating in Paydan Bussey's criminal
21 proceedings in Utah. *Id.* Plaintiffs' primary concern at this time is participating in the criminal
22 proceedings and ensuring H.B.'s mental well-being. The civil statute of limitations recognizes
23 and anticipates that survivors of childhood sexual abuse may require many years before coming
forward, and the Plaintiffs therefore seek to preserve their right to have their day in court in the
future. The instant matter involves two deeply damaged abuse survivors who are still minors.
The victims must be permitted adequate time to process and stabilize their memories of their
sexual abuse before having to relive these traumatic experiences throughout a complex and
protracted legal proceeding.

1 As noted above, while a counterclaim was brought, the matter has largely been resolved
2 and will hopefully be resolved prior to the Court even considering this motion. However, to the
3 extent any issues remain with respect to the Counterclaim, it can remain pending despite
4 Plaintiffs' voluntary dismissal of their Complaint.

5 Finally, the Court should not condition dismissal without prejudice on an award of
6 attorney fees and costs. Again, *Williams* is instructive. First, a court has discretion as to whether
7 it will award fees and costs as a condition of dismissal without prejudice. *Williams*, 227 F.R.D.
8 at 540. There, as here, plaintiff sought voluntary dismissal, in part, due to health concerns. *Id.*
9 In declining to award fees and costs, the court recognized that the matter had been pending for
10 two (2) years, that it had not progressed (no discovery has been issued or depositions taken in
11 the instant matter, Cover Decl., ¶4), and there was no demonstration that the plaintiff's case was
12 without merit. That the plaintiff might refile her case did not change the court's decision. *Id.*
13 The same reasoning applies here.

14 ***CONCLUSION***

15 For the foregoing reasons, Plaintiffs respectfully move this Court for an Order
16 dismissing Plaintiffs' Complaint without prejudice and denying any request for fees or costs.

17 The undersigned certifies that this memorandum contains 921 words in compliance with
18 Local Civil Rules.

19 Respectfully Submitted this 3rd day of October, 2025.

20 ROGERS & COVER, PLLC

21 *s/ Heather M. Cover*

22 James S. Rogers, WSBA #5335

Heather Cover, WSBA #52146

23 Attorneys for Plaintiffs

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

705 Second Avenue, Suite 1500
Seattle, WA 98104
Telephone: (206) 621-8525
E-mail: jsr@jsrogerslaw.com
E-mail: heather@jsrogerslaw.com

ANDREWS & THORNTON
Kimberly DeGonia, CA Bar # 256989
Ryan McIntosh, CA Bar # 328042
Brittany Emsais, CA Bar # 352332
David Kao, CA Bar # 261117
Pro Hac Vice Attorneys for Plaintiffs

4701 Von Karman Ave., Suite 300
Newport Beach, CA 92660
Telephone: (949) 748-1000
E-mail: kdegonia@andrewsthornton.com
E-mail: rmcintosh@andrewsthornton.com
E-mail: bemsais@andrewsthornton.com
E-mail: dkao@andrewsthornton.com

WATTS LAW FIRM
Damon Singleton, AR Bar # 2010132

Pro Hac Vice Attorneys for Plaintiffs

811 Barton Springs Road, # 725
Austin, TX 78704
Telephone: (888) 889-2887
E-mail: damon@wattslp.com

The Honorable Thomas S. Zilly

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

BRANDON BUSSEY and HEIDI BUSSEY,
individually and as guardians of minor, H.B.,

Plaintiffs,

vs.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN
BUSSEY, THAYNE LYMAN, PHILIP
BUSSEY, CATHY BUSSEY, and DOES 1-
100, INCLUSIVE,

Defendants.

) **CASE NO. 2:25-cv-00197-TSZ**

) **[PROPOSED]**

) **ORDER GRANTING PLAINTIFFS’**

) **MOTION FOR VOLUNTARY**

) **DISMISSAL, WITHOUT**

) **PREJUDICE**

) **NOTE ON MOTION CALENDAR:**

) **October 31, 2025**

THIS MATTER having come before the above-entitled Court upon Plaintiffs’ Motion for Voluntary Dismissal, Without Prejudice, and having considered the following with regard to the Motion:

1. Plaintiffs’ Motion for Voluntary Dismissal, Without Prejudice;
2. Declaration of Heather M. Cover in Support of Plaintiffs’ Motion for Voluntary Dismissal, Without Prejudice;

3. Defendants' Opposition to Plaintiffs' Motion for Voluntary Dismissal, Without Prejudice, if any;

4. _____;

and being fully advised in the premises, NOW, THEREFORE,

IT IS HEREBY ORDERED that Plaintiffs' Motion for Voluntary Dismissal is GRANTED, and accordingly, Plaintiffs' Second Amended Complaint for Damages is hereby DISMISSED without prejudice and without an award of fees or costs to any party.

DATED this ____ day of _____, 2025.

UNITED STATES JUDGE
THE HONORABLE THOMAS S. ZILLY

Presented by:

ROGERS & COVER, PLLC

By: s/ Heather M. Cover
James S. Rogers, WSBA # 5335
Heather M. Cover, WSBA # 52146
705 Second Avenue, Suite 1500
Seattle, WA 98104
Telephone: (206) 621-8525
E-mail: jsr@jsrogerslaw.com
E-mail: heather@jsrogerslaw.com

Attorneys for Plaintiffs

The Honorable Thomas S. Zilly

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

BRANDON BUSSEY and HEIDI BUSSEY,)
individually and as guardians of minor, H.B.,)

Plaintiffs,)

vs.)

THE CHURCH OF JESUS CHRIST OF)
LATTER-DAY SAINTS, PAYDAN BUSSEY,)
THAYNE LYMAN, PHILIP BUSSEY,)
CATHY BUSSEY, and DOES 1-100,)
INCLUSIVE,)

Defendants.)

CASE NO. 2:25-cv-00197-TSZ

CERTIFICATE OF SERVICE

I hereby certify that on October 3, 2025, I electronically filed the following documents with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the counsel of record listed below:

1. Plaintiffs' Motion for Voluntary Dismissal, Without Prejudice;
2. Declaration of Heather M. Cover in Support of Plaintiffs' Motion for Voluntary Dismissal, Without Prejudice;

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

Leehwa McFadden, Paralegal
705 Second Ave., Suite 1500
Seattle, WA 98104
Telephone: (206) 621-8525
E-mail: leehwa@jsrogerslaw.com

THE HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

H.B., by and through his guardian ad litem
BRANDON BUSSEY,

Plaintiff,

v.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN BUSSEY,
THAYNE LYMAN, PHILLIP BUSSEY,
CATHY BUSSEY, and DOES 1-100,
INCLUSIVE,

Defendants.

No. 2:25-cv-00197-TSZ

DEFENDANT THAYNE LYMAN’S
ANSWER TO FIRST AMENDED
COMPLAINT FOR DAMAGES

JURY DEMAND

In answer to the allegations in Plaintiff’s First Amended Complaint, Defendant Thayne Lyman (“Mr. Lyman”), admits, denies, and affirmatively alleges as follows:

ANSWER TO PLAINTIFF’S ALLEGATIONS

1. Mr. Lyman is without sufficient knowledge and information to form a belief as to the truthfulness of the allegations in paragraph 1 of the First Amended Complaint and therefore denies the same.

2. Mr. Lyman admits that Defendant Philip Bussey served in The Church of Jesus Christ of Latter-day Saints (“the Church”) in 2010. Mr. Lyman denies all other allegations in paragraph 2 of the First Amended Complaint.

1 3. Mr. Lyman admits that at some point in time Defendant Cathy Bussey told Mr. Lyman that
2 Defendant Paydan Bussey had to register in Washington State as a sex offender. Mr. Lyman denies
3 that he has any personal knowledge of whether that statement was accurate and is without
4 sufficient knowledge and information to form a belief as to the truthfulness of the remaining
5 allegations in paragraph 3 of the First Amended Complaint and therefore denies the same.
6

7 4. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
8 truthfulness of the allegations in paragraph 4 of the First Amended Complaint and therefore denies
9 the same.

10 5. Mr. Lyman admits that he met with Defendant Paydan Bussey on a couple of occasions,
11 the specific dates of which he is unable to recall; denies that Defendant Paydan Bussey would have
12 had to “confess” the subject matter alleged in paragraph 5 of the First Amended Complaint to Mr.
13 Lyman; and is without sufficient knowledge and information to form a belief as to the truthfulness
14 of the remaining allegations in paragraph 5 of the First Amended Complaint and therefore denies
15 the same.
16

17 6. Mr. Lyman denies the allegations in paragraph 6 of the First Amended Complaint.

18 7. Mr. Lyman admits the allegations in paragraph 7 of the First Amended Complaint.

19 8. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
20 truthfulness of the allegations in paragraph 8 of the First Amended Complaint and therefore denies
21 the same.
22

23 9. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
24 truthfulness of the allegations in paragraph 9 of the First Amended Complaint and therefore denies
25 the same.
26

1 10. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
2 truthfulness of the allegations in paragraph 10 of the First Amended Complaint and therefore
3 denies the same.

4 11. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
5 truthfulness of the allegations in paragraph 11 of the First Amended Complaint and therefore
6 denies the same.

7 12. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
8 truthfulness of the allegations in paragraph 12 of the First Amended Complaint and therefore
9 denies the same.

10 13. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
11 truthfulness of the allegations in paragraph 13 of the First Amended Complaint and therefore
12 denies the same.

13 14. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
14 truthfulness of the allegations in paragraph 14 of the First Amended Complaint and therefore
15 denies the same.

16 15. The allegations in paragraph 15 of the First Amended Complaint are legal conclusions and
17 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

18 16. Mr. Lyman denies the allegations in paragraph 16 of the First Amended Complaint.

19 17. Mr. Lyman denies the allegations in paragraph 17 of the First Amended Complaint.

20 18. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
21 truthfulness of the allegations in paragraph 18 of the First Amended Complaint and therefore
22 denies the same.

1 19. Mr. Lyman admits that the Church owns property located at 26529 Southeast Duthie Hill
2 Rd. in Issaquah, Washington. He further admits his understanding that the Church is a religious
3 entity organized under the laws of the State of Utah, that it operates in the State of Washington,
4 and that it is headquartered in Salt Lake City, Utah. He further admits his understanding that local
5 congregations are geographically divided into wards, stakes, and areas. He denies all allegations
6 in paragraph 19 of the First Amended Complaint that have not been specifically admitted herein.
7

8 20. Mr. Lyman admits that Defendant Paydan Bussey is, or has been at some time, a member
9 of the Church. He lacks sufficient knowledge and information to form a belief as to the truthfulness
10 of the remaining allegations in paragraph 20 of the First Amended Complaint and therefore denies
11 the same.
12

13 21. Mr. Lyman admits that Defendant Philip Bussey is, or has been at some time, a member
14 of the Church. Mr. Lyman lacks sufficient knowledge and information to form a belief as to the
15 truthfulness of the remaining allegations in paragraph 21 of the First Amended Complaint and
16 therefore denies the same.
17

18 22. Mr. Lyman admits that Defendant Cathy Bussey is, or has been at some time, a member
19 of the Church. He lacks sufficient knowledge and information to form a belief as to the truthfulness
20 of the remaining allegations in paragraph 22 of the First Amended Complaint and therefore denies
21 the same.
22

23 23. Mr. Lyman denies that he was a resident of Washington State at all times Plaintiff deems
24 “relevant” to the allegations in the First Amended Complaint; affirmatively alleges that he was not
25 a resident of Washington State after October 2016; and admits that he is, and has been for some
26 time, a member of the Church. He lacks sufficient knowledge and information to form a belief as

1 to the truthfulness of the remaining allegations in paragraph 23 of the First Amended Complaint
2 and therefore denies the same.

3 24. Mr. Lyman denies the allegations in paragraph 24 of the First Amended Complaint.

4 25. Mr. Lyman admits the allegations in paragraph 25 of the First Amended Complaint insofar
5 as his understanding is that the Church receives member tithes and donations, and the Church
6 invests its funds and uses them for charitable purposes and for administrative expenditures. He
7 lacks sufficient knowledge and information to form a belief as to the truthfulness of the remaining
8 allegations in paragraph 25 of the First Amended Complaint and therefore denies the same.
9

10 26. The allegations in paragraph 26 of the First Amended Complaint are legal conclusions and
11 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.
12

13 27. Mr. Lyman denies the allegations in paragraph 27 of the First Amended Complaint.

14 28. Mr. Lyman denies the allegations in paragraph 28 of the First Amended Complaint.

15 29. The allegations in paragraph 29 of the First Amended Complaint are legal conclusions and
16 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.
17

18 30. The allegations in paragraph 30 of the First Amended Complaint are legal conclusions and
19 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.
20

21 31. The allegations in paragraph 31 of the First Amended Complaint are legal conclusions and
22 do not require a response from the Church. To the extent a response is required, Mr. Lyman denies
23 the allegations.

24 32. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
25 truthfulness of the allegations in paragraph 32 of the First Amended Complaint and therefore
26 denies the same.

1 33. Mr. Lyman admits that Defendant Philip Bussey has served in the Church as an Area
2 Seventy, Stake President, and Bishop. Mr. Lyman denies all other allegations in paragraph 33 of
3 the First Amended Complaint not specifically admitted herein.

4 34. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
5 truthfulness of the allegations in paragraph 34 of the First Amended Complaint and therefore
6 denies the same.
7

8 35. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
9 truthfulness of the allegations in paragraph 35 of the First Amended Complaint and therefore
10 denies the same.

11 36. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
12 truthfulness of the allegations in paragraph 36 of the First Amended Complaint and therefore
13 denies the same.
14

15 37. Mr. Lyman denies that Defendants Cathy and Philip Bussey resided in Bothell,
16 Washington; affirmatively alleges that his understanding is that Defendants Cathy and Philip
17 Bussey resided in or near Issaquah, Washington; and is without sufficient knowledge and
18 information to form a belief as to the truthfulness of the allegations in paragraph 37 of the First
19 Amended Complaint and therefore denies the same.

20 38. Mr. Lyman admits that at some point in time Defendant Cathy Bussey told him that
21 Defendant Paydan Bussey was enrolled in a residential treatment facility in Utah, and denies that
22 the Church operates any residential treatment programs. Mr. Lyman lacks sufficient knowledge
23 and information to form a belief as to the truthfulness of the remaining allegations in paragraph 38
24 of the First Amended Complaint and therefore denies the same.
25
26

1 39. Mr. Lyman admits that at some point in time Defendant Cathy Bussey told him that
2 Defendant Paydan Bussey had to register in Washington State as a sex offender. See paragraph 3,
3 above. Mr. Lyman denies that Defendant Paydan Bussey would have had to “confess” the subject
4 matter alleged in paragraph 39 of the First Amended Complaint to Mr. Lyman. See paragraph 5,
5 above. Mr. Lyman lacks sufficient knowledge and information to form a belief as to the
6 truthfulness of the remaining allegations in paragraph 39 of the First Amended Complaint and
7 therefore denies the same.
8

9 40. Mr. Lyman admits that Defendant Philip Bussey previously served as an Area Seventy of
10 the Church. Mr. Lyman lacks sufficient knowledge and information to form a belief as to the
11 truthfulness of the remaining allegations in paragraph 40 of the First Amended Complaint and
12 therefore denies the same.
13

14 41. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
15 truthfulness of the allegations in paragraph 41 of the First Amended Complaint and therefore
16 denies the same.
17

18 42. Mr. Lyman denies the allegations in paragraph 42 of the First Amended Complaint.

19 43. Mr. Lyman denies the allegations in paragraph 43 of the First Amended Complaint.

20 44. Mr. Lyman admits that Defendants Philip and Cathy Bussey served as mission leaders in
21 Madrid, Spain, in 2018. Mr. Lyman lacks sufficient knowledge and information to form a belief
22 as to the truthfulness of the remaining allegations in paragraph 44 of the First Amended Complaint
23 and therefore denies the same.
24

25 45. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
26 truthfulness of the allegations in paragraph 45 of the First Amended Complaint and therefore
denies the same.

1 46. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
2 truthfulness of the allegations in paragraph 46 of the First Amended Complaint and therefore
3 denies the same.

4 47. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
5 truthfulness of the allegations in paragraph 47 of the First Amended Complaint and therefore
6 denies the same.

7 48. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
8 truthfulness of the allegations in paragraph 48 of the First Amended Complaint and therefore
9 denies the same.

10 49. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
11 truthfulness of the allegations in paragraph 49 of the First Amended Complaint and therefore
12 denies the same.

13 50. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
14 truthfulness of the allegations in paragraph 50 of the First Amended Complaint and therefore
15 denies the same.

16 51. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
17 truthfulness of the allegations in paragraph 51 of the First Amended Complaint and therefore
18 denies the same.

19 52. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
20 truthfulness of the allegations in paragraph 52 of the First Amended Complaint and therefore
21 denies the same.

1 53. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
2 truthfulness of the allegations in paragraph 53 of the First Amended Complaint and therefore
3 denies the same.

4 54. Mr. Lyman denies the allegations in paragraph 54 of the First Amended Complaint.

5 55. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
6 truthfulness of the allegations in paragraph 55 of the First Amended Complaint and therefore
7 denies the same.

8 56. Mr. Lyman denies the allegations in paragraph 56 of the First Amended Complaint.

9 57. Mr. Lyman denies the allegations in paragraph 57 of the First Amended Complaint.

10 58. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
11 truthfulness of the allegations in paragraph 58 of the First Amended Complaint and therefore
12 denies the same.

13 59. Mr. Lyman denies the allegations in paragraph 59 of the First Amended Complaint.

14 60. Mr. Lyman denies the allegations in paragraph 60 of the First Amended Complaint.

15 61. Mr. Lyman denies the allegations in paragraph 61 of the First Amended Complaint.

16 62. Mr. Lyman denies the allegations in paragraph 62 of the First Amended Complaint.

17 63. Mr. Lyman denies the allegations in paragraph 63 of the First Amended Complaint to the
18 extent that they relate to him. Mr. Lyman lacks sufficient knowledge and information to form a
19 belief as to the truthfulness of the remaining allegations in paragraph 63 of the First Amended
20 Complaint and therefore denies the same.
21
22
23
24
25
26

FIRST CAUSE OF ACTION
Violation of the Trafficking Victims Protection Act

1
2
3 64. Mr. Lyman incorporates by reference his responses in paragraphs 1-63, above, as though
4 fully set forth herein.

5 65. The allegations in paragraph 65 of the First Amended Complaint are legal conclusions and
6 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

7 66. The allegations in paragraph 66 of the First Amended Complaint are legal conclusions and
8 do not require a response. To the extent a response is required, Mr. denies the allegations.

9
10 67. The allegations in paragraph 67 of the First Amended Complaint are legal conclusions and
11 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

12 68. The allegations in paragraph 68 of the First Amended Complaint are legal conclusions and
13 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

14 69. The allegations in paragraph 69 of the First Amended Complaint are legal conclusions and
15 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

16 70. Mr. Lyman denies the allegations in paragraph 70 of the First Amended Complaint.

17
18 71. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
19 truthfulness of the allegations in paragraph 71 of the First Amended Complaint and therefore
20 denies the same.

21 72. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
22 truthfulness of the allegations in paragraph 72 of the First Amended Complaint and therefore
23 denies the same.

24
25 73. The allegations in paragraph 73 of the First Amended Complaint are legal conclusions and
26 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

1 74. The allegations in paragraph 74 of the First Amended Complaint are legal conclusions and
2 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

3 75. The allegations in paragraph 75 of the First Amended Complaint are legal conclusions and
4 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

5 76. Mr. Lyman denies the allegations in paragraph 76 of the First Amended Complaint.

6 77. The allegations in paragraph 77 of the First Amended Complaint are legal conclusions and
7 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

8 78. The allegations in paragraph 78 of the First Amended Complaint are legal conclusions and
9 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

10 79. The allegations in paragraph 79 of the First Amended Complaint are legal conclusions and
11 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

12 80. Mr. Lyman denies the allegations in paragraph 80 of the First Amended Complaint,
13 including each and every allegation contained in subparagraphs a, b, c, d, and e.

14 81. Mr. Lyman denies the allegations in paragraph 81 of the First Amended Complaint.

15 82. Mr. Lyman denies the allegations in paragraph 82 of the First Amended Complaint.

16 83. The allegations in paragraph 83 of the First Amended Complaint do not relate to Mr.
17 Lyman and therefore, no response is required. To the extent that a response is required, Mr. Lyman
18 denies the allegations.

19 84. Mr. Lyman admits that trafficking a child and having sexual relations with a child is
20 morally despicable. He denies all other allegations in paragraph 84 of the First Amended
21 Complaint not specifically admitted herein.

22 85. Mr. Lyman denies the allegations in paragraph 85 of the First Amended Complaint.

23 86. Mr. Lyman denies the allegations in paragraph 86 of the First Amended Complaint.

1 87. The allegations in paragraph 87 of the First Amended Complaint are legal conclusions and
2 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

3 88. Mr. Lyman denies the allegations in paragraph 88 of the First Amended Complaint.

4 89. Mr. Lyman denies the allegations in paragraph 89 of the First Amended Complaint.

5 90. Mr. Lyman denies the allegations in paragraph 90 of the First Amended Complaint.

6 91. Mr. Lyman denies the allegations in paragraph 91 of the First Amended Complaint.

7
8 **SECOND CAUSE OF ACTION**
9 **Violation of Statute 18 U.S.C. § 2421**

10 92. Mr. Lyman incorporates by reference his responses in paragraphs 1-91, above, as though
11 fully set forth herein.

12 93. The allegations in paragraph 93 of the First Amended Complaint are legal conclusions and
13 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

14 94. The allegations in paragraph 94 of the First Amended Complaint are legal conclusions and
15 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

16 95. The allegations in paragraph 95 of the First Amended Complaint are legal conclusions and
17 do not require a response. To the extent a response is required, Mr. Lyman denies the allegations.

18 96. The allegations in paragraph 96 of the First Amended Complaint do not relate to Mr.
19 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
20 denies the allegations.

21 97. The allegations in paragraph 97 of the First Amended Complaint do not relate to Mr.
22 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
23 denies the allegations.
24
25
26

1 98. The allegations in paragraph 98 of the First Amended Complaint do not relate to Mr.
2 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
3 denies the allegations.

4 99. The allegations in paragraph 99 of the First Amended Complaint do not relate to Mr.
5 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
6 denies the allegations.
7

8 100. The allegations in paragraph 100 of the First Amended Complaint do not relate to Mr.
9 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
10 denies the allegations.

11 101. Mr. Lyman denies the allegations in paragraph 101 of the First Amended Complaint.

12 **THIRD CAUSE OF ACTION**
13 **Violation of Statute 18 U.S.C. § 2422**

14 102. Mr. Lyman incorporates by reference his responses in paragraphs 1-101, above, as though
15 fully set forth herein.

16 103. The allegations in paragraph 103 of the First Amended Complaint are legal conclusions
17 and do not require a response. To the extent a response is required, Mr. Lyman denies the
18 allegations.
19

20 104. The allegations in paragraph 104 of the First Amended Complaint are legal conclusions
21 and do not require a response. To the extent a response is required, Mr. Lyman denies the
22 allegations.

23 105. The allegations in paragraph 105 of the First Amended Complaint are legal conclusions
24 and do not require a response. To the extent a response is required, Mr. Lyman denies the
25 allegations.
26

1 106. The allegations in paragraph 106 of the First Amended Complaint do not relate to Mr.
2 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
3 denies the allegations.

4 107. The allegations in paragraph 107 of the First Amended Complaint do not relate to Mr.
5 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
6 denies the allegations.
7

8 108. The allegations in paragraph 108 of the First Amended Complaint do not relate to Mr.
9 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
10 denies the allegations.

11 109. Mr. Lyman denies the allegations in paragraph 109 of the First Amended Complaint.

12
13 **FOURTH CAUSE OF ACTION**
14 **Violation of Statute 18 U.S.C. § 2423(a)**

15 110. Mr. Lyman incorporates by reference his responses in paragraphs 1-109, above, as though
16 fully set forth herein.

17 111. The allegations in paragraph 111 of the First Amended Complaint are legal conclusions
18 and do not require a response. To the extent a response is required, Mr. Lyman denies the
19 allegations.

20 112. The allegations in paragraph 112 of the First Amended Complaint are legal conclusions
21 and do not require a response. To the extent a response is required, Mr. Lyman denies the
22 allegations.

23 113. The allegations in paragraph 113 of the First Amended Complaint are legal conclusions
24 and do not require a response. To the extent a response is required, Mr. Lyman denies the
25 allegations.
26

1 114. The allegations in paragraph 114 of the First Amended Complaint do not relate to Mr.
2 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
3 denies the allegations.

4 115. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
5 truthfulness of the allegations in paragraph 115 of the First Amended Complaint and therefore
6 denies the same.

7 116. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
8 truthfulness of the allegations in paragraph 116 of the First Amended Complaint and therefore
9 denies the same.

10 117. The allegations in paragraph 117 of the First Amended Complaint do not relate to Mr.
11 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
12 denies the allegations.

13 118. The allegations in paragraph 118 of the First Amended Complaint do not relate to Mr.
14 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
15 denies the allegations.

16 119. Mr. Lyman denies the allegations in paragraph 119 of the First Amended Complaint.

17
18 **FIFTH CAUSE OF ACTION**
19 **Violation of Statute 18 U.S.C. § 2423(b)**

20 120. Mr. Lyman incorporates by reference his responses in paragraphs 1-119, above, as though
21 fully set forth herein.

22 121. The allegations in paragraph 121 of the First Amended Complaint are legal conclusions
23 and do not require a response. To the extent a response is required, Mr. Lyman denies the
24 allegations.
25
26

1 122. The allegations in paragraph 122 of the First Amended Complaint are legal conclusions
2 and do not require a response. To the extent a response is required, Mr. Lyman denies the
3 allegations.

4 123. The allegations in paragraph 123 of the First Amended Complaint are legal conclusions
5 and do not require a response. To the extent a response is required, Mr. Lyman denies the
6 allegations.

7 124. The allegations in paragraph 124 of the First Amended Complaint are legal conclusions
8 and do not require a response. To the extent a response is required, Mr. Lyman denies the
9 allegations.
10

11 125. The allegations in paragraph 125 of the First Amended Complaint are legal conclusions
12 and do not require a response. To the extent a response is required, Mr. Lyman denies the
13 allegations.
14

15 126. The allegations in paragraph 126 of the First Amended Complaint do not relate to Mr.
16 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
17 denies the allegations.

18 127. The allegations in paragraph 127 of the First Amended Complaint do not relate to Mr.
19 Lyman and therefore no response is required from him. To the extent that a response is required,
20 Mr. Lyman denies the allegations.
21

22 **SIXTH CAUSE OF ACTION**
23 **Violation of Statute 18 U.S.C. § 2423(c)**

24 128. Mr. Lyman incorporates by reference his responses in paragraphs 1-127, above, as though
25 fully set forth herein.
26

1 129. The allegations in paragraph 129 of the First Amended Complaint are legal conclusions
2 and do not require a response. To the extent a response is required, Mr. Lyman denies the
3 allegations.

4 130. The allegations in paragraph 130 of the First Amended Complaint are legal conclusions
5 and do not require a response. To the extent a response is required, Mr. Lyman denies the
6 allegations.

7 131. The allegations in paragraph 131 of the First Amended Complaint are legal conclusions
8 and do not require a response. To the extent a response is required, Mr. Lyman denies the
9 allegations.
10

11 132. The allegations in paragraph 132 of the First Amended Complaint are legal conclusions
12 and do not require a response. To the extent a response is required, Mr. Lyman denies the
13 allegations.
14

15 133. The allegations in paragraph 133 of the First Amended Complaint do not relate to the
16 Church and therefore, no response is required. To the extent that a response is required, Mr. Lyman
17 denies the allegations.

18 134. The allegations in paragraph 134 of the First Amended Complaint do not relate to Mr.
19 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
20 denies the allegations.
21

22 135. The allegations in paragraph 135 of the First Amended Complaint do not relate to Mr.
23 Lyman and therefore, no response is required. To the extent that a response is required, Mr. Lyman
24 denies the allegations.
25
26

1 145. The allegations in paragraph 145 of the First Amended Complaint are legal conclusions
2 and do not require a response. To the extent a response is required, Mr. Lyman denies the
3 allegations.

4 146. The allegations in paragraph 146 of the First Amended Complaint are legal conclusions
5 and do not require a response. To the extent a response is required, Mr. Lyman denies the
6 allegations.

7 147. Mr. Lyman denies the allegations in paragraph 147 of the First Amended Complaint.

8 148. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
9 truthfulness of the allegations in paragraph 148 of the First Amended Complaint and therefore
10 denies the same.
11

12 149. Mr. Lyman denies the allegations in paragraph 149 of the First Amended Complaint.

13 150. Mr. Lyman denies the allegations in paragraph 150 of the First Amended Complaint.

14 151. Mr. Lyman denies the allegations in paragraph 151 of the First Amended Complaint.

15
16 **NINTH CAUSE OF ACTION**

17 **Negligence**

18 152. Mr. Lyman incorporates by reference his responses in paragraphs 1-151, above, as though
19 fully set forth herein.

20 153. Mr. Lyman denies the allegations in paragraph 153 of the First Amended Complaint.

21 154. Mr. Lyman denies the allegations in paragraph 154 of the First Amended Complaint.

22 155. Mr. Lyman denies the allegations in paragraph 155 of the First Amended Complaint.

23 156. Mr. Lyman denies the allegations in paragraph 156 of the First Amended Complaint.

24 157. Mr. Lyman denies the allegations in paragraph 157 of the First Amended Complaint.

25 158. Mr. Lyman denies the allegations in paragraph 158 of the First Amended Complaint.
26

TENTH CAUSE OF ACTION
Sexual Assault of a Minor

1
2
3 159. Mr. Lyman incorporates by reference his responses in paragraphs 1-158, above as though
4 fully set forth herein.

5 160. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
6 truthfulness of the allegations in paragraph 160 of the First Amended Complaint and therefore
7 denies the same.

8 161. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
9 truthfulness of the allegations in paragraph 161 of the First Amended Complaint and therefore
10 denies the same.
11

12 162. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
13 truthfulness of the allegations in paragraph 162 of the First Amended Complaint and therefore
14 denies the same.

15 163. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
16 truthfulness of the allegations in paragraph 163 of the First Amended Complaint and therefore
17 denies the same.
18

19 164. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
20 truthfulness of the allegations in paragraph 164 of the First Amended Complaint and therefore
21 denies the same.

22 165. Mr. Lyman is without sufficient knowledge and information to form a belief as to the
23 truthfulness of the allegations in paragraph 165 of the First Amended Complaint and therefore
24 denies the same.
25
26

1 166. The allegations in paragraph 166 of the First Amended Complaint are legal conclusions
2 and do not require a response. To the extent a response is required, Mr. Lyman denies the
3 allegations.

4 167. The allegations in paragraph 167 of the First Amended Complaint are legal conclusions
5 and do not require a response. To the extent a response is required, Mr. Lyman denies the
6 allegations.
7

8 **ELEVENTH CAUSE OF ACTION**
9 **Intentional Infliction of Emotional Distress**

10 168. Mr. Lyman incorporates by reference his responses in paragraphs 1-167, above as though
11 fully set forth herein.

12 169. The allegations in paragraph 169 of the First Amended Complaint do not relate to Mr.
13 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
14 denies the allegations.

15 170. The allegations in paragraph 170 of the First Amended Complaint do not relate to Mr.
16 Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
17 denies the allegations.
18

19 171. Mr. Lyman denies the allegations in paragraph 171 of the First Amended Complaint.

20 172. Mr. Lyman denies the allegations in paragraph 172 of the First Amended Complaint.

21 173. Mr. Lyman denies the allegations in paragraph 173 of the First Amended Complaint.

22 174. Mr. Lyman denies the allegations in paragraph 174 of the First Amended Complaint.
23

24 **PRAYER FOR RELIEF**

25 Mr. Lyman denies that Plaintiff is entitled to any of the relief requested in his Prayer for
26 Relief, including all relief requested in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15,

1 16, 17, 18, 19, 20, and 21 of the Prayer for Relief and all associated subparagraphs whether
2 denominated by letters (a, b, c, etc.) or numerals (i, ii, iii, etc.). In addition to its blanket denial of
3 all of Plaintiff's damages allegations, Mr. Lyman specifically denies that Plaintiff is entitled to
4 recover any punitive damages against him.

5
6 **FIRST AFFIRMATIVE DEFENSE**

7 Plaintiff's First Amended Complaint fails to state a claim against Mr. Lyman upon which
8 relief may be granted against him.

9 **SECOND AFFIRMATIVE DEFENSE**

10 The injury or damages allegedly sustained by the Plaintiff, if any, were caused solely by
11 the negligence or culpable conduct of individuals or entities other than Mr. Lyman, for which he
12 is not legally liable.

13
14 **THIRD AFFIRMATIVE DEFENSE**

15 Plaintiff's action is barred by the First Amendment of the U.S. Constitution, as well as
16 Article 1, Section 11, of the Washington State Constitution.

17 **FOURTH AFFIRMATIVE DEFENSE**

18 Plaintiff's claims are barred by the equitable doctrines of waiver and estoppel based on the
19 actions or omissions of Plaintiff's parents who were aware of Defendant Paydan Bussey's history,
20 on whose actions or omissions Mr. Lyman reasonably relied.

21
22 **FIFTH AFFIRMATIVE DEFENSE**

23 Plaintiff's claims are barred by a lack of proximate causation and legal sufficiency for any
24 claim of damages. Plaintiff's alleged damages were not proximately caused by Mr. Lyman.

1 **SIXTH AFFIRMATIVE DEFENSE**

2 Plaintiff's claims are barred, in whole or in part, to the extent his damages are caused or
3 contributed to by the conduct of persons or parties over whom Mr. Lyman had no control or right
4 of control.

5 **SEVENTH AFFIRMATIVE DEFENSE**

6 Mr. Lyman did not owe a statutory or common law duty to Plaintiff, nor did he breach any
7 such duty thereby giving rise to Plaintiff's claims. Others did have such a duty, but Mr. Lyman is
8 not liable for their conduct.

9 **EIGHTH AFFIRMATIVE DEFENSE**

10 Plaintiff's claims are barred in whole or in part based on the comparative fault of
11 individuals or entities other than Mr. Lyman who caused Plaintiff's alleged damages. As such,
12 any damages awarded should be apportioned according to relative fault under RCW 4.22.070 and
13 applicable case law.

14 **NINTH AFFIRMATIVE DEFENSE**

15 Defendant Paydan Bussey, the alleged perpetrator responsible for the abuse of Plaintiff and
16 the resulting damages, was not acting as an agent for Mr. Lyman in connection with any of the
17 allegations in the First Amended Complaint.

18 **TENTH AFFIRMATIVE DEFENSE**

19 Plaintiff's claim for punitive damages violates Mr. Lyman's due process rights, is barred
20 or limited by the Fifth and Fourteenth Amendments to the U.S. Constitution, and is otherwise not
21 recoverable under Washington law, which is the applicable law.

1 **ELEVENTH AFFIRMATIVE DEFENSE**

2 Mr. Lyman did not know, nor did it have reason to know, that the alleged perpetrator had
3 abused, was abusing, or intended to abuse the Plaintiff. Nor did Mr. Lyman recklessly or otherwise
4 disregard any facts that would have informed him of such abuse.
5

6 **TWELFTH AFFIRMATIVE DEFENSE**

7 Mr. Lyman was not a party to any venture, nor did he knowingly participate in any venture,
8 that engaged in the alleged abusive conduct against the Plaintiff or any other illegal or abusive
9 conduct, including that prohibited by 18 U.S.C. § 1591, *et seq.*

10 **THIRTEENTH AFFIRMATIVE DEFENSE**

11 Mr. Lyman did not knowingly benefit, or attempt or conspire to benefit, financially or by
12 receiving anything of value, from any venture or participation in any venture that engaged in the
13 alleged abusive conduct against Plaintiff or any other illegal or abusive conduct, including that
14 prohibited by 18 U.S.C. § 1591, *et seq.*
15

16 **FOURTEENTH AFFIRMATIVE DEFENSE**

17 This matter should be stayed under 18 U.S.C. § 1595(b) to the extent there is an ongoing
18 criminal action arising out of the same occurrence in which the Plaintiff is the victim.

19 **FIFTEENTH AFFIRMATIVE DEFENSE**

20 Mr. Lyman did not knowingly transport or attempt to transport Plaintiff, or any other
21 individual, including any individual under the age of 18 years, with the intent that such person
22 engage in prostitution or any other illicit or criminal sexual activity.
23
24
25
26

1 **TWENTY-FIRST AFFIRMATIVE DEFENSE**

2 Neither Mr. Lyman nor anyone on his behalf intended to engage in prostitution or any other
3 illicit or criminal sexual activity at the time of transportation or travel to the location of the alleged
4 misconduct.

5 **TWENTY-SECOND AFFIRMATIVE DEFENSE**

6 Neither Mr. Lyman nor anyone on his behalf intentionally, willfully, maliciously, or with
7 reckless disregard engaged in any extreme or outrageous conduct causing the Plaintiff severe
8 emotional distress.

9 **TWENTY-THIRD AFFIRMATIVE DEFENSE**

10 The injuries and damages of which Plaintiff complains were directly and proximately
11 caused or contributed to by the acts of other persons and/or entities. Those acts were intervening
12 and superseding causes of the alleged injuries and resulting damages, if any, of which Plaintiff
13 complains, thus barring Plaintiff from any recovery against Mr. Lyman.

14 **TWENTY-FOURTH AFFIRMATIVE DEFENSE**

15 Plaintiff's claims for damages against Mr. Lyman are barred, in whole or in part, because
16 they are speculative.

17 **TWENTY-FIFTH AFFIRMATIVE DEFENSE**

18 During all relevant times pleaded in the First Amended Complaint, clergy were not
19 mandated reporters, nor were they acting on behalf of Mr. Lyman.

20 **TWENTY-SIXTH AFFIRMATIVE DEFENSE**

21 Mr. Lyman reserves the right to assert all other defenses and affirmative defenses available
22 to him under Rule 8 of the Federal Rules of Civil Procedure and under the applicable common
23 law.

1 law, as evidence relating to any such defenses and affirmative defenses arises during discovery in
2 this action.

3 Mr. Lyman has or may have other defenses or affirmative defenses that are not known at
4 this time, but which may be ascertained in the future. Mr. Lyman reserves the right to assert such
5 defenses or affirmative defenses as they arise.
6

7 **JURY DEMAND**

8 Pursuant to Fed. R. Civ. P. 38 and Western District of Washington LCR 38(d), Mr. Lyman
9 demands a trial by jury of all issues.

10 **PRAYER FOR RELIEF**

11 WHEREFORE, having fully answered Plaintiff's First Amended Complaint, Mr. Lyman
12 prays for judgment as follows:

- 13
- 14 1. Dismissal of Plaintiff's First Amended Complaint with prejudice;
 - 15 2. Entry of Judgment in favor of Mr. Lyman;
 - 16 3. An award of recoverable costs and attorney's fees incurred in defending Plaintiff's
17 claims; and
 - 18 4. Entry of such further relief in favor of Mr. Lyman and against Plaintiff as deemed just
19 and equitable.
20
- 21
22
23
24
25
26

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

Dated: May 9, 2025

By: s/ Harry H. Schneider, Jr.
Harry H. Schneider, Jr., Bar No. 9404
Meeghan Dooley, Bar No. 61735
Perkins Coie LLP
1201 Third Avenue, Suite 4900
Seattle, Washington 98101-3099
Telephone: +1.206.359.8000
Facsimile: +1.206.359.9000
HSchneider@perkinscoie.com
MDooley@perkinscoie.com

*Attorneys for Defendants The Church of the
Latter-Day Saints and Thayne Lyman*

CERTIFICATE OF SERVICE

I certify under penalty of perjury that on May 9, 2025, I caused to be electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send a notification of the filing to the email addresses indicated on the Court's Electronic Mail Notice List.

Dated: May 9, 2025

s/ Harry H. Schneider, Jr.
Harry H. Schneider, Jr.

Filename: 2025-05-09 - Bussey - First Amended Complaint - Answer of
Lyman - Final(181579107.1).docx
Directory: C:\Users\starj\Documents
Template: C:\Users\starj\AppData\Roaming\Microsoft\Templates\normal.dot
m
Title:
Subject:
Author: Starr, June (SEA)
Keywords:
Comments:
Creation Date: 5/9/2025 1:40:00 PM
Change Number: 3
Last Saved On: 5/9/2025 1:40:00 PM
Last Saved By: Dooley, Meeghan (SEA)
Total Editing Time: 9 Minutes
Last Printed On: 5/9/2025 4:01:00 PM
As of Last Complete Printing
Number of Pages: 29
Number of Words: 6,789 (approx.)
Number of Characters: 34,696 (approx.)

THE HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BRANDON BUSSEY and HEIDI BUSSEY,
individually and as guardians of minor, H.B.,

Plaintiff,

v.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN BUSSEY,
THAYNE LYMAN, PHILIP BUSSEY, CATHY
BUSSEY, and DOES 1-100, INCLUSIVE,

Defendants.

No. 2:25-cv-00197-TSZ

DEFENDANT THAYNE LYMAN'S
ANSWER TO SECOND AMENDED
COMPLAINT FOR DAMAGES

JURY DEMAND

In answer to the allegations in Plaintiffs' Second Amended Complaint, Defendant Thayne Lyman ("Mr. Lyman"), admits, denies, and affirmatively alleges as follows:

ANSWER TO PLAINTIFFS' ALLEGATIONS

1. Mr. Lyman is without sufficient knowledge and information to form a belief as to the truthfulness of the allegations in paragraph 1 of the Second Amended Complaint and therefore denies the same.

2. Mr. Lyman admits that Defendant Philip Bussey served in The Church of Jesus Christ of Latter-day Saints ("the Church") in 2010. Mr. Lyman denies all other allegations in paragraph 2 of the Second Amended Complaint.

1 3. Mr. Lyman admits that at some point in time Defendant Cathy Bussey told Mr.
2 Lyman that Defendant Paydan Bussey had to register in Washington State as a sex offender. Mr.
3 Lyman denies that he has any personal knowledge of whether that statement was accurate and is
4 without sufficient knowledge and information to form a belief as to the truthfulness of the
5 remaining allegations in paragraph 3 of the Second Amended Complaint and therefore denies the
6 same.

7 4. Mr. Lyman is without sufficient knowledge and information to form a belief as to
8 the truthfulness of the allegations in paragraph 4 of the Second Amended Complaint and therefore
9 denies the same.

10 5. Mr. Lyman admits that he met with Defendant Paydan Bussey on a couple of
11 occasions, the specific dates of which he is unable to recall; denies that Defendant Paydan Bussey
12 would have had to “confess” the subject matter alleged in paragraph 5 of the Second Amended
13 Complaint to Mr. Lyman; and is without sufficient knowledge and information to form a belief as
14 to the truthfulness of the remaining allegations in paragraph 5 of the Second Amended Complaint
15 and therefore denies the same.

16 6. Mr. Lyman denies the allegations in paragraph 6 of the Second Amended
17 Complaint.

18 7. Mr. Lyman admits the allegations in paragraph 7 of the Second Amended
19 Complaint.

20 8. Mr. Lyman is without sufficient knowledge and information to form a belief as to
21 the truthfulness of the allegations in paragraph 8 of the Second Amended Complaint and therefore
22 denies the same.

23 9. Mr. Lyman is without sufficient knowledge and information to form a belief as to
24 the truthfulness of the allegations in paragraph 9 of the Second Amended Complaint and therefore
25 denies the same.

1 10. Mr. Lyman is without sufficient knowledge and information to form a belief as to
2 the truthfulness of the allegations in paragraph 10 of the Second Amended Complaint and therefore
3 denies the same.

4 11. Mr. Lyman is without sufficient knowledge and information to form a belief as to
5 the truthfulness of the allegations in paragraph 11 of the Second Amended Complaint and therefore
6 denies the same.

7 12. Mr. Lyman is without sufficient knowledge and information to form a belief as to
8 the truthfulness of the allegations in paragraph 12 of the Second Amended Complaint and therefore
9 denies the same.

10 13. Mr. Lyman is without sufficient knowledge and information to form a belief as to
11 the truthfulness of the allegations in paragraph 13 of the Second Amended Complaint and therefore
12 denies the same.

13 14. Mr. Lyman is without sufficient knowledge and information to form a belief as to
14 the truthfulness of the allegations in paragraph 14 of the Second Amended Complaint and therefore
15 denies the same.

16 15. The allegations in paragraph 15 of the Second Amended Complaint are legal
17 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
18 the allegations.

19 16. Mr. Lyman admits that venue may be proper in the Western District of Washington
20 but denies that it is the most convenient forum for the parties and witnesses and therefore reserves
21 the right to challenge venue on the basis of *forum non conveniens* and move for a 28 U.S.C. Section
22 1404 change of venue to the United States District Court for the District of Utah. Mr. Lyman denies
23 the allegations in paragraph 16 of the Second Amended Complaint to the extent they are
24 inconsistent with the foregoing.

25 17. Mr. Lyman admits that jurisdiction and venue may be proper in the Western District
26 of Washington but denies that it is the most convenient forum for the parties and witnesses and

1 therefore reserves the right to challenge venue on the basis of *forum non conveniens* and move for
2 a 28 U.S.C. Section 1404 change of venue to the United States District Court for the District of
3 Utah. Mr. Lyman denies the allegations in paragraph 17 of the Second Amended Complaint to the
4 extent they are inconsistent with the foregoing.

5 18. Mr. Lyman is without sufficient knowledge and information to form a belief as to
6 the truthfulness of the allegations in paragraph 18 of the Second Amended Complaint and therefore
7 denies the same.

8 19. Mr. Lyman is without sufficient knowledge and information to form a belief as to
9 the truthfulness of the allegations in paragraph 19 of the Second Amended Complaint and therefore
10 denies the same.

11 20. Mr. Lyman admits that the Church owns property located at 26529 Southeast
12 Duthie Hill Rd. in Issaquah, Washington. He further admits his understanding that the Church is a
13 religious entity organized under the laws of the State of Utah, that it operates in the State of
14 Washington, and that it is headquartered in Salt Lake City, Utah. He further admits his
15 understanding that local congregations are geographically divided into wards, stakes, and areas.
16 He denies all allegations in paragraph 20 of the Second Amended Complaint that have not been
17 specifically admitted herein.

18 21. Mr. Lyman admits that Defendant Paydan Bussey is, or has been at some time, a
19 member of the Church. He lacks sufficient knowledge and information to form a belief as to the
20 truthfulness of the remaining allegations in paragraph 21 of the Second Amended Complaint and
21 therefore denies the same.

22 22. Mr. Lyman admits that Defendant Philip Bussey is, or has been at some time, a
23 member of the Church. Mr. Lyman lacks sufficient knowledge and information to form a belief as
24 to the truthfulness of the remaining allegations in paragraph 22 of the Second Amended Complaint
25 and therefore denies the same.
26

1 23. Mr. Lyman admits that Defendant Cathy Bussey is, or has been at some time, a
2 member of the Church. He lacks sufficient knowledge and information to form a belief as to the
3 truthfulness of the remaining allegations in paragraph 23 of the Second Amended Complaint and
4 therefore denies the same.

5 24. Mr. Lyman denies that he was a resident of Washington State at all times Plaintiff
6 deems “relevant” to the allegations in the Second Amended Complaint; affirmatively alleges that
7 he was not a resident of Washington State after October 2016; and admits that he is, and has been
8 for some time, a member of the Church. He lacks sufficient knowledge and information to form a
9 belief as to the truthfulness of the remaining allegations in paragraph 24 of the Second Amended
10 Complaint and therefore denies the same.

11 25. Mr. Lyman denies the allegations in paragraph 25 of the Second Amended
12 Complaint.

13 26. Mr. Lyman admits the allegations in paragraph 26 of the Second Amended
14 Complaint insofar as his understanding is that the Church receives member tithes and donations,
15 and the Church invests its funds and uses them for charitable purposes and for administrative
16 expenditures. He lacks sufficient knowledge and information to form a belief as to the truthfulness
17 of the remaining allegations in paragraph 26 of the Second Amended Complaint and therefore
18 denies the same.

19 27. The allegations in paragraph 27 of the Second Amended Complaint are legal
20 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
21 the allegations.

22 28. Mr. Lyman denies the allegations in paragraph 28 of the Second Amended
23 Complaint.

24 29. Mr. Lyman denies the allegations in paragraph 29 of the Second Amended
25 Complaint.

1 30. The allegations in paragraph 30 of the Second Amended Complaint are legal
2 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
3 the allegations.

4 31. The allegations in paragraph 31 of the Second Amended Complaint are legal
5 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
6 the allegations.

7 32. The allegations in paragraph 32 of the Second Amended Complaint are legal
8 conclusions and do not require a response from Mr. Lyman. To the extent a response is required,
9 Mr. Lyman denies the allegations.

10 33. Mr. Lyman is without sufficient knowledge and information to form a belief as to
11 the truthfulness of the allegations in paragraph 33 of the Second Amended Complaint and therefore
12 denies the same.

13 34. Mr. Lyman admits that Defendant Philip Bussey has served in the Church as an
14 Area Seventy, Stake President, and Bishop. Mr. Lyman denies all other allegations in paragraph
15 34 of the Second Amended Complaint not specifically admitted herein.

16 35. Mr. Lyman is without sufficient knowledge and information to form a belief as to
17 the truthfulness of the allegations in paragraph 35 of the Second Amended Complaint and therefore
18 denies the same.

19 36. Mr. Lyman is without sufficient knowledge and information to form a belief as to
20 the truthfulness of the allegations in paragraph 36 of the Second Amended Complaint and therefore
21 denies the same.

22 37. Mr. Lyman is without sufficient knowledge and information to form a belief as to
23 the truthfulness of the allegations in paragraph 37 of the Second Amended Complaint and therefore
24 denies the same.

25 38. Mr. Lyman denies that Defendants Cathy and Philip Bussey resided in Bothell,
26 Washington; affirmatively alleges that his understanding is that Defendants Cathy and Philip

1 Bussey resided in or near Issaquah, Washington; and is without sufficient knowledge and
2 information to form a belief as to the truthfulness of the allegations in paragraph 38 of the Second
3 Amended Complaint and therefore denies the same.

4 39. Mr. Lyman admits that at some point in time Defendant Cathy Bussey told him that
5 Defendant Paydan Bussey was enrolled in a residential treatment facility in Utah, and denies that
6 the Church operates any residential treatment programs. Mr. Lyman lacks sufficient knowledge
7 and information to form a belief as to the truthfulness of the remaining allegations in paragraph 39
8 of the Second Amended Complaint and therefore denies the same.

9 40. Mr. Lyman admits that at some point in time Defendant Cathy Bussey told him that
10 Defendant Paydan Bussey had to register in Washington State as a sex offender. See paragraph 3,
11 above. Mr. Lyman denies that Defendant Paydan Bussey would have had to “confess” the subject
12 matter alleged in paragraph 40 of the Second Amended Complaint to Mr. Lyman. See paragraph
13 5, above. Mr. Lyman lacks sufficient knowledge and information to form a belief as to the
14 truthfulness of the remaining allegations in paragraph 40 of the Second Amended Complaint and
15 therefore denies the same.

16 41. Mr. Lyman admits that Defendant Philip Bussey previously served as an Area
17 Seventy of the Church. Mr. Lyman lacks sufficient knowledge and information to form a belief as
18 to the truthfulness of the remaining allegations in paragraph 41 of the Second Amended Complaint
19 and therefore denies the same.

20 42. Mr. Lyman is without sufficient knowledge and information to form a belief as to
21 the truthfulness of the allegations in paragraph 42 of the Second Amended Complaint and therefore
22 denies the same.

23 43. Mr. Lyman denies the allegations in paragraph 43 of the Second Amended
24 Complaint.

25 44. Mr. Lyman denies the allegations in paragraph 44 of the Second Amended
26 Complaint.

1 45. Mr. Lyman admits that Defendants Philip and Cathy Bussey served as mission
2 leaders in Madrid, Spain, in 2018. Mr. Lyman lacks sufficient knowledge and information to form
3 a belief as to the truthfulness of the remaining allegations in paragraph 45 of the Second Amended
4 Complaint and therefore denies the same.

5 46. Mr. Lyman is without sufficient knowledge and information to form a belief as to
6 the truthfulness of the allegations in paragraph 46 of the Second Amended Complaint and therefore
7 denies the same.

8 47. Mr. Lyman is without sufficient knowledge and information to form a belief as to
9 the truthfulness of the allegations in paragraph 47 of the Second Amended Complaint and therefore
10 denies the same.

11 48. Mr. Lyman is without sufficient knowledge and information to form a belief as to
12 the truthfulness of the allegations in paragraph 48 of the Second Amended Complaint and therefore
13 denies the same.

14 49. Mr. Lyman is without sufficient knowledge and information to form a belief as to
15 the truthfulness of the allegations in paragraph 49 of the Second Amended Complaint and therefore
16 denies the same.

17 50. Mr. Lyman is without sufficient knowledge and information to form a belief as to
18 the truthfulness of the allegations in paragraph 50 of the Second Amended Complaint and therefore
19 denies the same.

20 51. Mr. Lyman is without sufficient knowledge and information to form a belief as to
21 the truthfulness of the allegations in paragraph 51 of the Second Amended Complaint and therefore
22 denies the same.

23 52. Mr. Lyman is without sufficient knowledge and information to form a belief as to
24 the truthfulness of the allegations in paragraph 52 of the Second Amended Complaint and therefore
25 denies the same.
26

1 53. Mr. Lyman is without sufficient knowledge and information to form a belief as to
2 the truthfulness of the allegations in paragraph 53 of the Second Amended Complaint and therefore
3 denies the same.

4 54. Mr. Lyman is without sufficient knowledge and information to form a belief as to
5 the truthfulness of the allegations in paragraph 54 of the Second Amended Complaint and therefore
6 denies the same.

7 55. Mr. Lyman denies the allegations in paragraph 55 of the Second Amended
8 Complaint.

9 56. Mr. Lyman is without sufficient knowledge and information to form a belief as to
10 the truthfulness of the allegations in paragraph 56 of the Second Amended Complaint and therefore
11 denies the same.

12 57. Mr. Lyman denies the allegations in paragraph 57 of the Second Amended
13 Complaint.

14 58. Mr. Lyman denies the allegations in paragraph 58 of the Second Amended
15 Complaint.

16 59. Mr. Lyman is without sufficient knowledge and information to form a belief as to
17 the truthfulness of the allegations in paragraph 59 of the Second Amended Complaint and therefore
18 denies the same.

19 60. Mr. Lyman denies the allegations in paragraph 60 of the Second Amended
20 Complaint.

21 61. Mr. Lyman denies the allegations in paragraph 61 of the Second Amended
22 Complaint.

23 62. Mr. Lyman denies the allegations in paragraph 62 of the Second Amended
24 Complaint.

25 63. Mr. Lyman denies the allegations in paragraph 63 of the Second Amended
26 Complaint.

1 72. Mr. Lyman is without sufficient knowledge and information to form a belief as to
2 the truthfulness of the allegations in paragraph 72 of the Second Amended Complaint and therefore
3 denies the same.

4 73. Mr. Lyman is without sufficient knowledge and information to form a belief as to
5 the truthfulness of the allegations in paragraph 73 of the Second Amended Complaint and therefore
6 denies the same.

7 74. The allegations in paragraph 74 of the Second Amended Complaint are legal
8 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
9 the allegations.

10 75. The allegations in paragraph 75 of the Second Amended Complaint are legal
11 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
12 the allegations.

13 76. The allegations in paragraph 76 of the Second Amended Complaint are legal
14 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
15 the allegations.

16 77. Mr. Lyman denies the allegations in paragraph 77 of the Second Amended
17 Complaint.

18 78. The allegations in paragraph 78 of the Second Amended Complaint are legal
19 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
20 the allegations.

21 79. The allegations in paragraph 79 of the Second Amended Complaint are legal
22 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
23 the allegations.

24 80. The allegations in paragraph 80 of the Second Amended Complaint are legal
25 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
26 the allegations.

1 81. Mr. Lyman denies the allegations in paragraph 81 of the Second Amended
2 Complaint, including each and every allegation contained in subparagraphs a, b, c, d, and e.

3 82. Mr. Lyman denies the allegations in paragraph 82 of the Second Amended
4 Complaint.

5 83. Mr. Lyman denies the allegations in paragraph 83 of the Second Amended
6 Complaint.

7 84. The allegations in paragraph 84 of the Second Amended Complaint do not relate to
8 Mr. Lyman and therefore, no response is required. To the extent that a response is required, Mr.
9 Lyman denies the allegations.

10 85. Mr. Lyman admits that trafficking a child and having sexual relations with a child
11 is morally despicable. He denies all other allegations in paragraph 85 of the Second Amended
12 Complaint not specifically admitted herein.

13 86. Mr. Lyman denies the allegations in paragraph 86 of the Second Amended
14 Complaint.

15 87. Mr. Lyman denies the allegations in paragraph 87 of the Second Amended
16 Complaint.

17 88. The allegations in paragraph 88 of the Second Amended Complaint are legal
18 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
19 the allegations.

20 89. Mr. Lyman denies the allegations in paragraph 89 of the Second Amended
21 Complaint.

22 90. Mr. Lyman denies the allegations in paragraph 90 of the Second Amended
23 Complaint.

24 91. Mr. Lyman denies the allegations in paragraph 91 of the Second Amended
25 Complaint.

26

1 92. Mr. Lyman denies the allegations in paragraph 92 of the Second Amended
2 Complaint.

3 **SECOND CAUSE OF ACTION**
4 **Violation of Statute 18 U.S.C. § 2421**

5 93. Mr. Lyman incorporates by reference his responses in paragraphs 1-92, above, as
6 though fully set forth herein.

7 94. The allegations in paragraph 94 of the Second Amended Complaint are legal
8 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
9 the allegations.

10 95. The allegations in paragraph 95 of the Second Amended Complaint are legal
11 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
12 the allegations.

13 96. The allegations in paragraph 96 of the Second Amended Complaint are legal
14 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
15 the allegations.

16 97. The allegations in paragraph 97 of the Second Amended Complaint do not relate to
17 Mr. Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
18 denies the allegations.

19 98. The allegations in paragraph 98 of the Second Amended Complaint do not relate to
20 Mr. Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
21 denies the allegations.

22 99. The allegations in paragraph 99 of the Second Amended Complaint do not relate to
23 Mr. Lyman and therefore, no response is required. To the extent a response is required, Mr. Lyman
24 denies the allegations.
25
26

1 116. Mr. Lyman is without sufficient knowledge and information to form a belief as to
2 the truthfulness of the allegations in paragraph 116 of the Second Amended Complaint and
3 therefore denies the same.

4 117. Mr. Lyman is without sufficient knowledge and information to form a belief as to
5 the truthfulness of the allegations in paragraph 117 of the Second Amended Complaint and
6 therefore denies the same.

7 118. The allegations in paragraph 118 of the Second Amended Complaint do not relate
8 to Mr. Lyman and therefore, no response is required. To the extent a response is required, Mr.
9 Lyman denies the allegations.

10 119. The allegations in paragraph 119 of the Second Amended Complaint do not relate
11 to Mr. Lyman and therefore, no response is required. To the extent a response is required, Mr.
12 Lyman denies the allegations.

13 120. Mr. Lyman denies the allegations in paragraph 120 of the Second Amended
14 Complaint.

15 **FIFTH CAUSE OF ACTION**
16 **Violation of Statute 18 U.S.C. § 2423(b)**

17 121. Mr. Lyman incorporates by reference his responses in paragraphs 1-120, above, as
18 though fully set forth herein.

19 122. The allegations in paragraph 122 of the Second Amended Complaint are legal
20 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
21 the allegations.

22 123. The allegations in paragraph 123 of the Second Amended Complaint are legal
23 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
24 the allegations.
25
26

1 132. The allegations in paragraph 132 of the Second Amended Complaint are legal
2 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
3 the allegations.

4 133. The allegations in paragraph 133 of the Second Amended Complaint are legal
5 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
6 the allegations.

7 134. The allegations in paragraph 134 of the Second Amended Complaint do not relate
8 to Mr. Lyman and therefore, no response is required. To the extent that a response is required, Mr.
9 Lyman denies the allegations.

10 135. The allegations in paragraph 135 of the Second Amended Complaint do not relate
11 to Mr. Lyman and therefore, no response is required. To the extent a response is required, Mr.
12 Lyman denies the allegations.

13 136. The allegations in paragraph 136 of the Second Amended Complaint do not relate
14 to Mr. Lyman and therefore, no response is required. To the extent that a response is required, Mr.
15 Lyman denies the allegations.

16 **SEVENTH CAUSE OF ACTION**
17 **Violation of Statute 18 U.S.C. § 2423(c)**

18 137. Mr. Lyman incorporates by reference his responses in paragraphs 1-136, above, as
19 though fully set forth herein.

20 138. The allegations in paragraph 138 of the Second Amended Complaint are legal
21 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
22 the allegations.

23 139. The allegations in paragraph 139 of the Second Amended Complaint are legal
24 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
25 the allegations.
26

1 140. Mr. Lyman denies the allegations in paragraph 140 of the Second Amended
2 Complaint.

3 141. Mr. Lyman denies the allegations in paragraph 141 of the Second Amended
4 Complaint.

5 142. Mr. Lyman denies the allegations in paragraph 142 of the Second Amended
6 Complaint.

7 **EIGHTH CAUSE OF ACTION**
8 **Violation of Statute 18 U.S.C. § 2423(c)**

9 143. Mr. Lyman incorporates by reference his responses in paragraphs 1-142, above, as
10 though fully set forth herein.

11 144. The allegations in paragraph 144 of the Second Amended Complaint are legal
12 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
13 the allegations.

14 145. The allegations in paragraph 145 of the Second Amended Complaint are legal
15 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
16 the allegations.

17 146. The allegations in paragraph 146 of the Second Amended Complaint are legal
18 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
19 the allegations.

20 147. The allegations in paragraph 147 of the Second Amended Complaint are legal
21 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
22 the allegations.

23 148. Mr. Lyman denies the allegations in paragraph 148 of the Second Amended
24 Complaint.

1 149. Mr. Lyman is without sufficient knowledge and information to form a belief as to
2 the truthfulness of the allegations in paragraph 149 of the Second Amended Complaint and
3 therefore denies the same.

4 150. Mr. Lyman denies the allegations in paragraph 150 of the Second Amended
5 Complaint.

6 151. Mr. Lyman denies the allegations in paragraph 151 of the Second Amended
7 Complaint.

8 152. Mr. Lyman denies the allegations in paragraph 152 of the Second Amended
9 Complaint.

10 **NINTH CAUSE OF ACTION**
11 **Negligence**

12 153. Mr. Lyman incorporates by reference his responses in paragraphs 1-152, above, as
13 though fully set forth herein.

14 154. Mr. Lyman denies the allegations in paragraph 154 of the Second Amended
15 Complaint.

16 155. Mr. Lyman denies the allegations in paragraph 155 of the Second Amended
17 Complaint.

18 156. Mr. Lyman denies the allegations in paragraph 156 of the Second Amended
19 Complaint.

20 157. Mr. Lyman denies the allegations in paragraph 157 of the Second Amended
21 Complaint.

22 158. Mr. Lyman denies the allegations in paragraph 158 of the Second Amended
23 Complaint.

24 159. Mr. Lyman denies the allegations in paragraph 159 of the Second Amended
25 Complaint.
26

TENTH CAUSE OF ACTION
Sexual Assault of a Minor

1
2 160. Mr. Lyman incorporates by reference his responses in paragraphs 1-159, above as
3 though fully set forth herein.

4 161. Mr. Lyman is without sufficient knowledge and information to form a belief as to
5 the truthfulness of the allegations in paragraph 161 of the Second Amended Complaint and
6 therefore denies the same.

7 162. Mr. Lyman is without sufficient knowledge and information to form a belief as to
8 the truthfulness of the allegations in paragraph 162 of the Second Amended Complaint and
9 therefore denies the same.

10 163. Mr. Lyman is without sufficient knowledge and information to form a belief as to
11 the truthfulness of the allegations in paragraph 163 of the Second Amended Complaint and
12 therefore denies the same.

13 164. Mr. Lyman is without sufficient knowledge and information to form a belief as to
14 the truthfulness of the allegations in paragraph 164 of the Second Amended Complaint and
15 therefore denies the same.

16 165. Mr. Lyman is without sufficient knowledge and information to form a belief as to
17 the truthfulness of the allegations in paragraph 165 of the Second Amended Complaint and
18 therefore denies the same.

19 166. Mr. Lyman is without sufficient knowledge and information to form a belief as to
20 the truthfulness of the allegations in paragraph 166 of the Second Amended Complaint and
21 therefore denies the same.

22 167. The allegations in paragraph 167 of the Second Amended Complaint are legal
23 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
24 the allegations.
25
26

1 168. The allegations in paragraph 168 of the Second Amended Complaint are legal
2 conclusions and do not require a response. To the extent a response is required, Mr. Lyman denies
3 the allegations.

4 **ELEVENTH CAUSE OF ACTION**
5 **Intentional Infliction of Emotional Distress**

6 169. Mr. Lyman incorporates by reference his responses in paragraphs 1-168, above as
7 though fully set forth herein.

8 170. The allegations in paragraph 170 of the Second Amended Complaint do not relate
9 to Mr. Lyman and therefore, no response is required. To the extent a response is required, Mr.
10 Lyman denies the allegations.

11 171. The allegations in paragraph 171 of the Second Amended Complaint do not relate
12 to Mr. Lyman and therefore, no response is required. To the extent a response is required, Mr.
13 Lyman denies the allegations.

14 172. Mr. Lyman denies the allegations in paragraph 172 of the Second Amended
15 Complaint.

16 173. Mr. Lyman denies the allegations in paragraph 173 of the Second Amended
17 Complaint.

18 174. Mr. Lyman denies the allegations in paragraph 174 of the Second Amended
19 Complaint.

20 175. Mr. Lyman denies the allegations in paragraph 175 of the Second Amended
21 Complaint.

22 **TWELFTH CAUSE OF ACTION**
23 **Loss of Consortium**

24 176. Mr. Lyman incorporates by reference his responses in paragraphs 1-175, above as
25 though fully set forth herein.

26 177. Mr. Lyman denies the allegations in paragraph 177 of the Second Amended
Complaint.

1 178. Mr. Lyman denies the allegations in paragraph 178 of the Second Amended
2 Complaint.

3 **PRAYER FOR RELIEF**

4 Mr. Lyman denies that Plaintiffs are entitled to any of the relief requested in their Prayer
5 for Relief, including all relief requested in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15,
6 16, 17, 18, 19, 20, 21, and 22 of the Prayer for Relief and all associated subparagraphs whether
7 denominated by letters (a, b, c, etc.) or numerals (i, ii, iii, etc.). In addition to its blanket denial of
8 all of Plaintiffs' damages allegations, Mr. Lyman specifically denies that Plaintiffs are entitled to
9 recover any punitive damages against him.

10 **FIRST AFFIRMATIVE DEFENSE**

11 Plaintiffs' Second Amended Complaint fails to state a claim against Mr. Lyman upon
12 which relief may be granted against him.

13 **SECOND AFFIRMATIVE DEFENSE**

14 The injury or damages allegedly sustained by the Plaintiffs, if any, were caused solely by
15 the negligence or culpable conduct of individuals or entities other than Mr. Lyman, for which he
16 is not legally liable.

17 **THIRD AFFIRMATIVE DEFENSE**

18 Plaintiffs' action is barred by the First Amendment of the U.S. Constitution, as well as
19 Article 1, Section 11, of the Washington State Constitution and Article 1, Section 4, of the Utah
20 State Constitution.

21 **FOURTH AFFIRMATIVE DEFENSE**

22 Plaintiffs' claims are barred by the equitable doctrines of waiver and estoppel based on the
23 actions or omissions of Plaintiff H.B.'s parents, who were aware of Defendant Paydan Bussey's
24 history, on whose actions or omissions Mr. Lyman reasonably relied.

1 **FIFTH AFFIRMATIVE DEFENSE**

2 Plaintiffs' claims are barred by a lack of proximate causation and legal sufficiency for any
3 claim of damages. Plaintiffs' alleged damages were not proximately caused by Mr. Lyman.

4 **SIXTH AFFIRMATIVE DEFENSE**

5 Plaintiffs' claims are barred, in whole or in part, to the extent his damages are caused or
6 contributed to by the conduct of persons or parties over whom Mr. Lyman had no control or right
7 of control.

8 **SEVENTH AFFIRMATIVE DEFENSE**

9 Mr. Lyman did not owe a statutory or common law duty to Plaintiffs, nor did he breach
10 any such duty thereby giving rise to Plaintiffs' claims. Others did have such a duty, but Mr. Lyman
11 is not liable for their conduct.

12 **EIGHTH AFFIRMATIVE DEFENSE**

13 Plaintiffs' claims are barred in whole or in part based on the comparative fault of
14 individuals or entities other than Mr. Lyman who caused Plaintiffs' alleged damages. As such, any
15 damages awarded should be apportioned according to relative fault under RCW 4.22.070 and
16 applicable case law.

17 **NINTH AFFIRMATIVE DEFENSE**

18 Defendant Paydan Bussey, the alleged perpetrator responsible for the abuse of Plaintiff
19 H.B. and the resulting damages, was not acting as an agent for Mr. Lyman in connection with any
20 of the allegations in the Second Amended Complaint.

21 **TENTH AFFIRMATIVE DEFENSE**

22 Plaintiffs' claim for punitive damages violates Mr. Lyman's due process rights, is barred
23 or limited by the Fifth and Fourteenth Amendments to the U.S. Constitution, and is otherwise not
24 recoverable under Washington law.

1 **ELEVENTH AFFIRMATIVE DEFENSE**

2 Mr. Lyman did not know, nor did he have reason to know, that the alleged perpetrator had
3 abused, was abusing, or intended to abuse Plaintiff H.B. Nor did Mr. Lyman recklessly or
4 otherwise disregard any facts that would have informed him of such abuse.

5 **TWELFTH AFFIRMATIVE DEFENSE**

6 Mr. Lyman was not a party to any venture, nor did he knowingly participate in any venture,
7 that engaged in the alleged abusive conduct against the Plaintiffs or any other illegal or abusive
8 conduct, including that prohibited by 18 U.S.C. § 1591, *et seq.*

9 **THIRTEENTH AFFIRMATIVE DEFENSE**

10 Mr. Lyman did not knowingly benefit, or attempt or conspire to benefit, financially or by
11 receiving anything of value, from any venture or participation in any venture that engaged in the
12 alleged abusive conduct against Plaintiff H.B. or any other illegal or abusive conduct, including
13 that prohibited by 18 U.S.C. § 1591, *et seq.*

14 **FOURTEENTH AFFIRMATIVE DEFENSE**

15 This matter should be stayed temporarily against Paydan Bussey under 18 U.S.C. § 1595(b)
16 to the extent there is an ongoing criminal action arising out of the same occurrence in which
17 Plaintiff H.B. is the victim.

18 **FIFTEENTH AFFIRMATIVE DEFENSE**

19 Mr. Lyman did not knowingly transport or attempt to transport Plaintiff H.B., or any other
20 individual, including any individual under the age of 18 years, with the intent that such person
21 engage in prostitution or any other illicit or criminal sexual activity.

22 **SIXTEENTH AFFIRMATIVE DEFENSE**

23 Mr. Lyman did not knowingly persuade, induce, entice, or coerce Plaintiff H.B. or any
24 other individual to travel with the purpose or intent that such person engage in prostitution or any
25 other illicit or criminal sexual activity. Nor did Mr. Lyman attempt to engage in any such conduct.
26

1 **SEVENTEENTH AFFIRMATIVE DEFENSE**

2 Mr. Lyman did not use the mail or any facility or means of interstate or foreign commerce
3 to knowingly persuade, induce, entice, or coerce any individual, including any individual under
4 the age of 18 years, to engage in prostitution or any other illicit or criminal sexual activity. Nor
5 did Mr. Lyman attempt to engage in any such conduct.

6 **EIGHTEENTH AFFIRMATIVE DEFENSE**

7 Mr. Lyman did not knowingly provide travel assistance to any individual with the intent
8 that such individual would engage in, or attempt to engage in, illicit or criminal sexual conduct or
9 activity. Nor did Mr. Lyman attempt to engage in any such conduct.

10 **NINETEENTH AFFIRMATIVE DEFENSE**

11 Mr. Lyman did not use his connection or affiliation with the Church to make use of the
12 mail or other means of interstate commerce to commit an act in furtherance of the illicit or criminal
13 sexual conduct alleged here. Nor did he attempt to do so on his own.

14 **TWENTIETH AFFIRMATIVE DEFENSE**

15 Mr. Lyman did not receive, or propose to receive, any commercial advantage or financial
16 gain through the arrangement, induction, procurement, or facilitation of travel for any person
17 knowing that such person travelled with the intent to engage in illicit or criminal sexual activity.

18 **TWENTY-FIRST AFFIRMATIVE DEFENSE**

19 Neither Mr. Lyman nor anyone on his behalf intended to engage in prostitution or any other
20 illicit or criminal sexual activity at the time of transportation or travel to the location of the alleged
21 misconduct.

22 **TWENTY-SECOND AFFIRMATIVE DEFENSE**

23 Neither Mr. Lyman nor anyone on his behalf intentionally, willfully, maliciously, or with
24 reckless disregard engaged in any extreme or outrageous conduct causing the Plaintiffs severe
25 emotional distress.

1 **TWENTY-THIRD AFFIRMATIVE DEFENSE**

2 The injuries and damages of which Plaintiffs complain were directly and proximately
3 caused or contributed to by the acts of other persons and/or entities. Those acts were intervening
4 and superseding causes of the alleged injuries and resulting damages, if any, of which Plaintiffs
5 complain, thus barring Plaintiffs from any recovery against Mr. Lyman.

6 **TWENTY-FOURTH AFFIRMATIVE DEFENSE**

7 Plaintiffs' claims for damages against Mr. Lyman are barred, in whole or in part, because
8 they are speculative.

9 **TWENTY-FIFTH AFFIRMATIVE DEFENSE**

10 During all relevant times pleaded in the Second Amended Complaint, clergy were not
11 mandated reporters, nor were they acting on behalf of Mr. Lyman.

12 **TWENTY-SIXTH AFFIRMATIVE DEFENSE**

13 Venue in the Western District of Washington is inconvenient for the parties and witnesses
14 pursuant to 28 U.S.C. § 1401, and this matter should be transferred to the United States District
15 Court for the District of Utah, as the more convenient, and therefore more proper, forum.

16 **TWENTY-SEVENTH AFFIRMATIVE DEFENSE**

17 Plaintiffs' claims are governed by the laws of the State of Utah, which is the applicable
18 law.

19 **TWENTY-EIGHTH AFFIRMATIVE DEFENSE**

20 Mr. Lyman reserves the right to assert all other defenses and affirmative defenses available
21 to him under Rule 8 of the Federal Rules of Civil Procedure and under the applicable common
22 law, as evidence relating to any such defenses and affirmative defenses arises during discovery in
23 this action.

24 Mr. Lyman has or may have other defenses or affirmative defenses that are not known at
25 this time, but which may be ascertained in the future. Mr. Lyman reserves the right to assert such
26 defenses or affirmative defenses as they arise.

1 **JURY DEMAND**

2 Pursuant to Fed. R. Civ. P. 38 and Western District of Washington LCR 38(d), Mr. Lyman
3 demands a trial by jury of all issues.

4 **PRAYER FOR RELIEF**

5 WHEREFORE, having fully answered Plaintiffs' Second Amended Complaint, Mr.
6 Lyman prays for judgment as follows:

- 7 1. Dismissal of Plaintiffs' Second Amended Complaint with prejudice;
8 2. Entry of Judgment in favor of Mr. Lyman;
9 3. An award of recoverable costs and attorney's fees incurred in defending Plaintiffs'
10 claims; and
11 4. Entry of such further relief in favor of Mr. Lyman and against Plaintiffs as deemed
12 just and equitable.

13 Dated: June 30, 2025

By: s/ Harry H. Schneider, Jr.
Harry H. Schneider, Jr., Bar No. 9404
Meeghan Dooley, Bar No. 61735
Perkins Coie LLP
1201 Third Avenue, Suite 4900
Seattle, Washington 98101-3099
Telephone: +1.206.359.8000
Facsimile: +1.206.359.9000
HSchneider@perkinscoie.com
MDooley@perkinscoie.com

18
19 *Attorneys for Defendants The Church of Jesus
Christ of Latter-day Saints and Thayne Lyman*

CERTIFICATE OF SERVICE

I certify under penalty of perjury that on June 30, 2025, I caused to be electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send a notification of the filing to the email addresses indicated on the Court’s Electronic Mail Notice List.

Dated: June 30, 2025

s/ Harry H. Schneider, Jr.
Harry H. Schneider, Jr.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

UNITED STATES OF AMERICA,

Plaintiff,

v.

PAYDAN GEORGY BUSSEY,

Defendant.

NO. 25-MJ-00293-PLM

NOTICE OF APPEARANCE

TO: Clerk of the Above-entitled Court; and

TO: Assistant United States Attorney

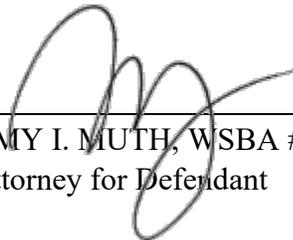
COMES NOW the Defendant, PAYDAN BUSSEY, by and through his attorney, AMY I. MUTH, of MUTH ATWOOD PLLC, and appears in the above-entitled action and requests that all further papers and pleadings herein be served upon said attorney at her address stated below. Service by email is preferred.

MUTH ATWOOD PLLC
1000 Second Avenue, Suite 2530
Seattle, WA 98104
(206) 682-3053; fax: (206) 267-0349
amy@muthatwood.com

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

DATED this Thursday, February 12, 2026.

MUTH ATWOOD PLLC



AMY I. MUTH, WSBA #31862
Attorney for Defendant

CERTIFICATE OF SERVICE

I CERTIFY under penalty of perjury of the laws of the State of Washington that on this Thursday, February 12, 2026, I served true and correct copies of the attached Notice of Appearance, and this Certificate of Service, on the persons hereinafter named in the manner so described:

Laura Harmon, Lead Attorney
US ATTORNEY'S OFFICE (SEA)
700 STEWART ST
STE 5220
SEATTLE, WA 98101-1271
206-553-4113
Email: laura.harmon@usdoj.gov

- via facsimile
- via first class U.S. mail, postage prepaid
- via certified mail, return receipt requested
- via hand delivery
- via e-mail

MUTH ATWOOD PLLC

/s/ Katie Colacurcio
Katie Colacurcio, Paralegal

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff,
v.
PAYDAN GEORGY BUSSEY,
Defendant.

CASE NO. MJ25-293
COMPLAINT for VIOLATION
Title 18 U.S.C § 2252(a)(2), (b)(1)
Title 18 U.S.C § 2252(a)(4)(B), (b)(2)

Before the Honorable Paula L. McCandlis, United States Courthouse,
Seattle, Washington.

The undersigned complainant being duly sworn states:

COUNT ONE

(Receipt of Child Pornography)

Beginning on a date unknown and continuing until on or about July 2, 2024, in King
County, within the Western District of Washington, and elsewhere, PAYDAN GEORGY
BUSSEY knowingly received and distributed, and attempted to receive and distribute any
visual depiction—the production of which involved the use of a minor engaging in sexually
explicit conduct and such visual depiction was of such conduct—using any means and
facility of interstate and foreign commerce, such visual depiction had been mailed and
shipped and transported in and affecting interstate and foreign commerce, and such visual

1 depiction contained materials that have been mailed and so shipped and transported, by any
2 means, including by computer.

3 All in violation of Title 18, United State Code, Section 2252(a)(2) and 2252(b)(1).
4

5 **COUNT TWO**

6 **(Possession of Child Pornography)**

7 Beginning on a date unknown and continuing until July 2, 2024, in King County,
8 within the Western District of Washington and elsewhere, PAYDAN GEORGY
9 BUSSEY did knowingly possess matter that contained visual depictions, the production
10 of which involved the use of minors engaged in sexually explicit conduct, and the visual
11 depictions were of such conduct, that had been mailed, shipped, and transported in and
12 affecting interstate and foreign commerce by any means, including by computer, and
13 which had been produced using materials that had been mailed and shipped and
14 transported in and affecting interstate and foreign commerce by any means, including by
15 computer, and the images of child pornography involved include images of a
16 prepubescent minor and a minor who had not attained 12 years of age.

17 All in violation of Title 18, United States Code, Section 2252(a)(4)(B), (b)(2).
18

19 And the complainant states that this Complaint is based on the following
20 information:

21 I, Task Force Officer Emily Stephens, being duly sworn under oath, depose and
22 say:

23 **INTRODUCTION**

24 1. I am a Detective with the King County Sheriff's and a Task Force Officer
25 with Homeland Security Investigations ("HSI"). I was hired by the King County Sheriff's
26 Office in October of 2018 and attended the Washington State Criminal Justice Training
27 Commission Basic Law Enforcement Academy and was commissioned as a Law

1 Enforcement Officer. In 2022, I became a Detective in the Special Assault Unit where I
2 investigate sex crimes, crimes against children, and internet crimes against children and
3 worked within the Internet Crimes Against Children Taskforce. In fall of 2024, I became
4 a TFO with HSI.

5 2. HSI is responsible for enforcing the customs and immigration laws and
6 federal criminal statutes of the United States. I am currently assigned to the Office of the
7 Special Agent in Charge (“SAC”), Seattle, Washington, and am a member of the Child
8 Exploitation Investigations Group. As part of my current duties, I investigate criminal
9 violations relating to child exploitation and child pornography, including violations
10 pertaining to the illegal production, distribution, receipt, and possession of child
11 pornography and material involving the sexual exploitation of minors in violation of 18
12 U.S.C. §§ 2251, 2252, and 2252A. I have also had the opportunity to observe and review
13 examples of child pornography (as defined in 18 U.S.C. § 2256(8)).

14 3. As part of my current duties as a Detective and TFO, I investigate criminal
15 violations relating to child exploitation and child pornography including violations of
16 Title 18, United States Code, Sections 2251(a), 2252(a)(2), 2252(a)(4)(B), and
17 2243(a)(1). I have received training about child pornography and child exploitation, and
18 have observed and reviewed numerous examples of child pornography in various forms
19 of media, including media stored on digital media storage devices such as computers,
20 tablets, cellphones, etc.

21 4. I have participated in the execution of previous search warrants, which
22 involved child exploitation and/or child pornography offenses, and the search and seizure
23 of computers, related peripherals, and computer media equipment. I am a member of the
24 Seattle Internet Crimes Against Children Task Force (“ICAC”), and work with other
25 federal, state, and local law enforcement personnel in the investigation and prosecution of
26 crimes involving the sexual exploitation of children.

1 CyberTip number #196042001 from Kik. According to the CyberTip report, Kik became
2 aware of 15 files made publicly available and uploaded by the user. The files were
3 viewed by the ESP, and one file was provided by the ESP containing user information.
4 All the files were shared by the suspect user in a private message to another user. Kik
5 provided the following information on the user:

6 Home Email Address: spampeyton100@gmail.com

7 ESP Product/Service: Kik

8 Screen/User Name: suckthelollipopg

9 Display Name: suckthelollipopg

ESP User ID: suckthelollipopg_n7c

10 9. I reviewed the files shared by the suspect user's account, later identified to
11 be BUSSEY, and here describe three such files I believe to be child pornography and I
12 believe to be in violation of 18 U.S.C. 2252 based on my training and experience:

13 f0909343-4174-4bd2-b465-470500bc6286.mp4: This file is a color video showing
14 an adult male rubbing his penis on a prepubescent younger male's penis until the
15 older man ejaculates. The younger male is naked and laying on his back on a bed,
16 the boy's penis is visible and is small, and he lacks the testicular development and
17 pubic hair follicle development associated with puberty. I estimate based on the
18 boy's size and lack of development he is approximately 10–12 years old. This file
19 has an upload IP address of 73.53.39.68 on 06-20-2024 17:07:47 UTC. A check of
20 this IP address in MaxMind showed the IP address is registered to Comcast and
21 geo-locates to the Fall City, King County, WA area.

22 78b853c2-6cd9-4f60-bcfa-8ae381cb8587.jpg: This file is a color image of a young
23 boy sitting on a couch playing a handheld video game in boxers. The boy's boxers
24 are loose so that his penis is outside of his boxers, his penis is very small in size
25 and he lacks pubic hair follicle development. The boy appears very youthful, and I
26 estimate he is approximately 5–6 years old. This file has an associated IP address
27 of 73.53.39.68 on 06-20-2024 16:31:42 UTC, a check of this IP address in
MaxMind showed the IP address is a Comcast IP and geolocates to the Fall City,
King County, WA area.

e7e3df2d-fe97-4320-8d33-28e64e0d74c2.mp4: This file is a color video showing
a young male child between the legs of an adult man. The adult male has an erect
penis, and the boy moves it around with his small hands. The boy then puts the

1 penis into his mouth and sucks on the penis. The boy is small in size and has a
2 youthful appearance, so I estimate he is between 5–7 years old. This file has an
3 associated IP address of 73.53.39.68 on 06-20-2024 17:07:39 UTC, a check of this
4 IP address in MaxMind showed the IP address is a Comcast IP and geolocates to
5 the Fall City, King County, WA area.

6 10. I completed search warrants to Google, Comcast, and Kik for records
7 associated with the suspect account and related internet and electronic service providers.
8 On 12/06/2024, I received Comcast records related to this request. Comcast identified the
9 IP's associated with the file uploads as related to an account with the service site of
10 32440 SE 54th Street in Fall City, Washington with the subscriber Phil Bussey.

11 11. I immediately recognized the address as one of the residence occupants
12 BUSSEY was previously arrested by the King County Sheriff's Office on 02/15/2024 for
13 rape of a child under case number C24002867 and charged under King County Superior
14 Court cause number 24-1-00671-7. This investigation was handled by SAU Detective
15 Alexis Pearlstein. I knew from this investigation BUSSEY also had a previous sex
16 offense conviction as a juvenile after which he was required to register as a sex offender.
17 He was relieved of duty to register in 2017.

18 12. Additionally on 07/02/2024, I assisted Homeland Security Agents with a
19 search warrant at BUSSEY 's residence in Fall City for an ICAC investigation after he
20 was believed to have sexually assaulted a child in Provo, Utah, filmed the assault, and
21 distributed said file. During that search warrant, BUSSEY was detained and requested an
22 attorney. His home was searched by agents with HSI and ICAC taskforce members and
23 various electronic devices were seized. Interviews with other occupants of the home
24 were completed and BUSSEY was found to be living with his two adoptive parents,
25 Philip Bussey and Cathy Bussey.

26 13. I contacted HSI Special Agent Alan Heng who completed device forensics
27 on BUSSEY 's devices in compliance with the HSI search warrant and later learned that
his cellphone was remote wiped and no data was available. I also spoke with Seattle

1 Police Detective Marcos Ortiz who was assisting with device forensics who said he was
2 able to extract information from BUSSEY's laptop. I requested a copy of the laptop
3 extraction for my review.

4 14. On 12/31/2025, Google provided records associated with this request.
5 Google provided the user's name as "Peyton" and date of birth as XX/XX/1998 which is
6 the same date of birth as BUSSEY per the Washington Department of Licensing.

7 15. On 01/17/2025, I received the results of the search warrant from Kik. Kik
8 provided private messages from the user, and a gallery of shared files which included child
9 sexual abuse material (CSAM) or child pornography. Of note, some of the messages sent
10 by BUSSEY on Kik included "into kids 22 [years old] m[ale] wa[shington]", "You got 0-
11 6 white boy sucking on their dads cocks", "Fuck yeah, any videos? Of 0-6 white boys
12 getting fucked and filled, gagged or raped", and while having a conversation with another
13 user discusses how he has a six-year-old relative who has "swallow my cum too" but says
14 he is "in town rarely tho". The gallery of video files shows the same content from the
15 CyberTip.

16 16. On 02/21/2025, I began reviewing the contents of BUSSEY's seized laptop
17 device. Within the device were a large amount of photos showing the person I knew to be
18 BUSSEY in various states of undress, as well as photos of his family, and photos of
19 children. Additionally in the device were several CSAM files, including the following file
20 which I confirmed to be in violation of 18 U.S.C. 2252:

21 0267B905ADD3D3CB7634A40F9DD66F1F.jpeg: This file shows a small
22 prepubescent body lying on their side, naked from the waist down, facing away
23 from the camera. It is not clear if the child is a male or a female, as they have short
24 hair. The child is wearing a striped long-sleeved t-shirt and is nude showing their
25 buttocks towards the camera. There is an adult with one leg pulled upwards, and
26 their hand is extended towards the anus of the child and appears to be penetrating
27 the child's anus with a pointer finger. The body of the child is small, the person
has no leg hair, no muscle development, and the adult hand is large compared to
areas of the child's body. I estimate the child is between 10-12 years old based on
the above-described factors.

1 4a4f7a0e-5cf8-4dfb-8e85-a544ac6c27b4.mp4

2 Also of note in the device was a video file of a young boy being sexually abused
3 that appeared to be the same file from the Kik return and was also stored within
4 BUSSEY's laptop.

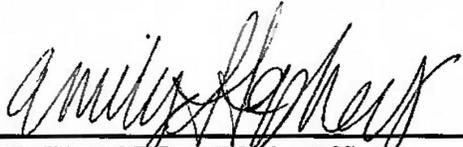
5 17. Also in the device contents were searches made on 06/20/2024, the same date
6 as the child pornography uploads for "gay dad and son erotica", and items addresses to
7 Peyton/Paydan BUSSEY. On 02/04/2025, I completed an Apple iCloud search warrant for
8 additional records from BUSSEY's iCloud account. Apple responded to the request with
9 data on 04/01/2025, and I reviewed the contents. I located an image showing what appeared
10 to be a suicide note, which states "Don't forgive me [], even though im gone now, I want
11 you to hate me. I am an awful human being that doesn't deserve to live. I touched your son
12 in inappropriate ways and for that I will never forgive myself." The note continues on with
13 the person stating this is why "I have decided to end my own life". I checked the Provo
14 Police Department report and observed the child victim's mother has the same first name
15 as the intended recipient of this note. This note appears to be referencing the alleged
16 rape/molestation in Utah and the author appears to be BUSSEY.

17 18. Also located were additional suicide notes addressed to different people in
18 which the writer discusses their struggle with pedophilia and asks family to scatter his ashes
19 in his birthplace in Russia and around the world. I know from BUSSEY's history that he
20 was born in Russia and adopted from there.

21 19. On 10/02/2024, BUSSEY was booked into Utah County Jail in Utah, where
22 he is currently held on Sodomy of a Child charges.

CONCLUSION

20. Based on the above facts, I respectfully submit that there is probable cause to believe that PAYDAN BUSSEY, committed the offense charged in this Complaint.



EMILY STEPHENS, Affiant
TFO, HSI

The above-named agent provided a sworn statement attesting to the truth of the contents of the foregoing affidavit on this 15th day of May 2025.



The Honorable Paula L. McCandlis
United States Magistrate Judge

7 15. On 01/17/2025, I received the results of the search warrant from Kik. Kik
8 provided private messages from the user, and a gallery of shared files which included child
9 sexual abuse material (CSAM) or child pornography. Of note, some of the messages sent
10 by BUSSEY on Kik included “into kids 22 [years old] m[ale] wa[shington]”, “You got 0-
11 6 white boy sucking on their dads cocks”, “Fuck yeah, any videos? Of 0-6 white boys
12 getting fucked and filled, gagged or raped”, and while having a conversation with another
13 user discusses how he has a six-year-old relative who has “swallow my cum too” but says
14 he is “in town rarely tho”. The gallery of video files shows the same content from the
15 CyberTip.

The Honorable Thomas S. Zilly

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

BRANDON BUSSEY and HEIDI BUSSEY,
individually and as guardians of minor, H.B.,

Plaintiffs,

vs.

THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, PAYDAN
BUSSEY, THAYNE LYMAN, PHILIP
BUSSEY, CATHY BUSSEY, and DOES 1-
100, INCLUSIVE,

Defendants.

CASE NO. 2:25-cv-00197-TSZ

**SECOND AMENDED COMPLAINT
FOR DAMAGES**

- 1. VIOLATION OF THE
TRAFFICKING VICTIMS
PROTECTION ACT 18 U.S.C. § 1591
AND 1595(a)**
- 2. VIOLATION OF STATUTE 18
U.S.C. § 2421**
- 3. VIOLATION OF STATUTE 18
U.S.C. § 2422**
- 4. VIOLATION OF STATUTE 18
U.S.C. § 2423(a)**
- 5. VIOLATION OF STATUTE 18
U.S.C. § 2423(b)**
- 6. VIOLATION OF STATUTE 18
U.S.C. § 2423(c)**
- 7. VIOLATION OF STATUTE 18
U.S.C. § 2423 (d)**
- 8. VIOLATION OF STATUTE 18
U.S.C. § 2423 (e)**
- 9. NEGLIGENCE**
- 10. SEXUAL ASSAULT OF A MINOR**
- 11. INTENTIONAL INFLICTION OF
EMOTIONAL DISTRESS**
- 12. LOSS OF CONSORTIUM**

JURY DEMAND

1 continued to open their home to members of the L.D.S. CHURCH, including young children
2 who were coming to receive blessings from PHILIP in his role as a leader within the L.D.S.
3 CHURCH.

4 7. In early 2018, PHILIP was called to be a Mission President, along with his wife
5 CATHY, in Madrid, Spain.

6 8. When in Madrid, PHILIP and CATHY were residing at a home that was owned
7 by the L.D.S. CHURCH. It was a mission home where PHILIP and CATHY were staying as
8 a part of their leadership roles within the L.D.S. CHURCH. Missionaries were often in and out
9 of the home, and PHILIP and CATHY used the property as a way to further the goal and
10 mission of the L.D.S. CHURCH.

11 9. In December 2019, PHILIP and CATHY invited H.B., his family, and
12 BUSSEY, to visit their home in Madrid, to see their Mission work, and spend Christmas and
13 New Year with them. All the tickets were purchased and paid for by the L.D.S. CHURCH.

14 10. While in Madrid, BUSSEY began grooming H.B., for further sexual abuse, and
15 sexually abusing him. BUSSEY began to touch H.B. inappropriately, fondling him over his
16 clothes.

17 11. After the abuse took place in Madrid, BUSSEY began texting H.B. individually,
18 teaching him how to delete his text messages, so that H.B.'s parents did not learn of the
19 grooming behavior and abuse.

20 12. In 2020, while BUSSEY was attending school in Utah, he would often come
21 and visit H.B. and his family at their home in Utah. PERPETRATOR would come to stay for
22 the weekend, sometimes PHILIP and CATHY coordinated the stays, despite their knowledge
23 of his history of sexually abusing young children.

1 13. During his visits from early 2020 through the summer of 2020, BUSSEY would
2 sexually abuse H.B. The abuse escalated from fondling over the clothes to fondling H.B. while
3 both BUSSEY and H.B. were naked and making H.B. fondle BUSSEY while both BUSSEY
4 and H.B. were naked. The abuse continued to escalate until BUSSEY began to coerce H.B. into
5 orally copulating him and performing oral copulation on H.B.

6 14. In May 2023, PERPETRATOR sexually abused H.B. when he was 8 years old.
7 While staying at H.B.'s home, BUSSEY required H.B. to perform oral copulation on him
8 before BUSSEY then performed oral copulation on H.B. BUSSEY took photos of these
9 interactions and told H.B. that he was going to send them to a friend. During one of these
10 instances, BUSSEY had restrained and pinned down H.B. while they were in a blanket fort. As
11 a result of this abuse, BUSSEY is facing criminal charges in Utah: three counts of sodomy on
12 a child, one count of kidnapping of a child, and sexual abuse of a child.

13 **JURISDICTION AND VENUE**

14 15. The Court properly has subject matter jurisdiction to hear civil claims brought
15 pursuant to 18 U.S.C. §§ 1595 and 2255.

16 16. Venue in this Court is proper pursuant to 28 § U.S.C. § 1391 in that a substantial
17 part of the events or omissions giving rise to the claims asserted herein occurred in this District,
18 and Defendants are subject to personal jurisdiction in this District.

19 17. Jurisdiction and venue in this country and division is proper because substantial
20 parts of the events giving rise to the following causes of action, which are described below,
21 occurred in Washington. Venue is proper because substantial parts of the damage caused to
22 Plaintiffs as herein alleged occurred in Bothell, Washington.

THE PARTIES

1
2 18. Plaintiff H.B. is 10 years old. H.B. resided in Bothell, Washington beginning in
3 2014. H.B. then moved to Utah. As a minor H.B. was the victim of unlawful sexual assault and
4 molestation by BUSSEY.

5 19. Plaintiffs BRANDON BUSSEY and HEIDI BUSSEY are the parents of H.B.
6 and the residents and citizens of the state of Utah.

7 20. THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS (“L.D.S.
8 CHURCH”), is and was at all relevant times herein mentioned, the religious entity, located at
9 26529 Southeast Duthie Hill Road, Issaquah, State of Washington, 98029. L.D.S. CHURCH
10 is a corporation duly organized and operating pursuant to the laws of the State of Utah. L.D.S.
11 CHURCH operates meeting houses, congregations, and temples within the state of
12 Washington. L.D.S. CHURCH does business and conducts continuous and systemic activities
13 in Washington. The L.D.S. CHURCH’s principal place of business is 50 East North Temple,
14 Floor 20, Salt Lake City, State of Utah 84150. The L.D.S. CHURCH is registered to do business
15 in California, and the presiding Bishop serves at the pleasure of and subject to the direct and
16 absolute control of L.D.S. CHURCH. L.D.S. CHURCH is divided into wards, stakes and areas.

17 21. Defendant PAYDEN BUSSEY (“BUSSEY”), at all relevant times, was a
18 Washington resident, and was a member of L.D.S. CHURCH.

19 22. Defendant PHILIP BUSSEY (“PHILIP”), at all relevant times was a
20 Washington resident, and was a leader, and member, of L.D.S. CHURCH.

21 23. Defendant CATHY BUSSEY (“CATHY”), at all relevant times was a
22 Washington resident, and was a member of the L.D.S. CHURCH.

23 24. Defendant THAYNE LYMAN (“LYMAN”), at all relevant times was a
24 Washington resident, and was a member of the L.D.S. CHURCH.

1 25. The Defendants each assumed responsibility for the well-being of L.D.S.
2 CHURCH members, whether as clergy or volunteers appointed by L.D.S. CHURCH. In their
3 capacities as Bishop, and other positions such as Stake President, Relief Society President,
4 Mission President, Stake Patriarch, visiting teacher, Sunday School and Primary School
5 teacher, the individual Defendants were held out by the Church as its agents and placed in
6 positions of responsibility and authority over L.D.S. CHURCH members. As a result, they each
7 had a special relationship with members of the congregation, including the minor H.B. This
8 relationship gave rise to a duty to protect members of the congregation, including the minor
9 H.B., from a foreseeable risk of harm. At all relevant times, L.D.S. CHURCH assumed special
10 responsibilities towards its members, including having a disciplinary and red flagging system
11 meant to identify and track sexual predators and other dangerous individuals within the
12 membership in order to protect innocent child members from the harm they might inflict.

13 26. L.D.S. CHURCH's income comes from member tithes which are turned over to
14 the L.D.S. CHURCH for investment and other uses, including support of the administrative
15 expenditures of the L.D.S. CHURCH's wards, stakes, and areas. The L.D.S. CHURCH does
16 not provide information about their finances to their members or the public. Upon information
17 and belief, L.D.S. CHURCH receives more than seven (7) billion dollars a year in tithing from
18 its members. Upon information reported publicly in the media, L.D.S. CHURCH owns
19 financial assets and real estate in excess of 200 billion dollars.

20 27. The true names and capacities, whether individual, plural, corporate partnership,
21 associate or otherwise, of Defendants DOES 1-100, inclusive, are unknown to Plaintiffs at this
22 time, who therefore sue said Defendants by such fictitious names. Plaintiffs are informed and
23 believe and thereupon allege that each of the Defendants fictitiously named herein as a DOE is
24 legally responsible, negligently or in some other actionable manner, for the events and

1 happenings alleged hereinafter. Plaintiffs further allege that the acts and omissions of said
2 Defendants were the legal cause of the injury to Plaintiffs and the resulting injury and damages
3 to Plaintiffs. Plaintiffs will amend this Complaint to assert true names and/or capacities of such
4 fictitiously named Defendants when they have been ascertained.

5 28. Plaintiffs are informed and believe and thereupon allege that, at all times
6 mentioned herein, Defendants were the agents, servants, employees, successors-in-interest
7 and/or joint ventures of their co-defendants and were as such acting within the purpose, course,
8 scope and/or authority of said agency, employment, successor-in-interest and/or joint venture
9 and that each and every Defendant as aforesaid was acting as principal and was negligent in
10 the selection and hiring and retention of each and every Defendant as an agent, employee,
11 successor-in-interest, and/or joint venture.

12 29. All of the acts, conduct and nonfeasance herein carried out by each and every
13 representative, employee and/or agent of each and every corporate business Defendant, and
14 was authorized, ordered, and directed by their respective Defendant's corporate or business
15 employers, officers, directors and/or managing agents; that in addition thereto, said corporate
16 or business employers, officers, directors and/or managing agents had advanced knowledge of,
17 authorized and participated in the herein described acts, conduct and nonfeasance of their
18 representatives, employees, agents and each of them; and in addition thereto, upon the
19 completion of aforesaid acts, conduct and nonfeasance of the employees and agents, the
20 aforesaid corporate and business employers, officers, directors and/or managing agents,
21 respectively ratified, accepted to the benefits of, condoned and approved of each and all said
22 acts, conduct or nonfeasance of their co-employees and/or agents.

1 **STATUTE OF LIMITATIONS**

2 30. Federal cause of action one is timely brought pursuant to 18 U.S.C. § 1595,
3 subdivision (a)-(c) and any other applicable statute. The misconduct against H.B. began in
4 2014 and continued through 2023, during which, at all times, H.B. was a minor child under
5 the age of 18. At the time of filing this complaint H.B. is 10 years old, thus within the statute
6 of limitations for sexual abuse as outlined in 18 U.S.C. §1595(a)-(c). As such, Plaintiffs’
7 complaint is timely.

8 31. Furthermore, federal causes of actions one through eight are timely brought
9 pursuant to 18 U.S.C. § 2255(b) and any other applicable statute. 18 U.S.C. § 2255(b) states
10 that there shall be no time limit for the filing of a complaint commencing under the section.
11 As such, Plaintiffs’ complaint is timely.

12 32. State law causes of action nine through eleven are timely brought pursuant to
13 Revised Code of Washington (“RCW”) § 4.16.340(1), subdivision (a)-(c) and any other
14 applicable statute. The misconduct against H.B. began in 2014 and continued through 2023,
15 during which, at all times, H.B. was a minor child under the age of 18. At the time of filing this
16 complaint H.B. is 10 years old, thus within the statute of limitations for child sexual abuse as
17 outlined in RCW § 4.16.340(1)(a)-(c). As such, Plaintiffs’ complaint is timely.

18 **FACTUAL ALLEGATIONS**

19 **(Common to All Causes of Action)**

20 33. Defendant Paydan Bussey (“BUSSEY” or “PERPETRATOR”) had a history of
21 sexual abuse before abusing H.B.

22 34. In 2010, Philip Bussey (“PHILIP”) was called to be a part of the Area Seventy.
23 Prior to 2010, PHILIP had been serving as President of the Bellevue Washington Stake. Prior
24 to that, PHILIP had been a Bishop in the Duthie Hill Ward and Stake Mission President.

1 35. In 2012, while living in the Seattle area of Washington, BUSSEY was
2 investigated by police for allegations of sexual abuse relating to an incident at a swim meet. He
3 was later charged and convicted. As a result of his conviction BUSSEY was required to go to
4 therapy, put on probation, and required to register as a sex offender.

5 36. In late 2014, when living in Washington, BUSSEY molested, then infant, H.B.

6 37. In late 2014, or early 2015, Cathy Bussey (“CATHY”) and PHILIP, informed
7 H.B.’s father that BUSSEY had inappropriately touched H.B. but did not provide more
8 information and indicated that it was a one-time mistake BUSSEY made while going through
9 a phase of confusion.

10 38. During the period when BUSSEY first abused H.B., as an infant, the abuse took
11 place in PHILIP and CATHY’s home in Bothell, Washington. During this time, H.B. was left
12 in PHILIP and CATHY’s care, PHILIP and CATHY then left H.B. unsupervised with BUSSEY
13 in their home, despite knowing of his history of sexually abusing minors.

14 39. While still on probation in Washington, CATHY and PHILIP sent BUSSEY to
15 a residential treatment program in Utah, that was staffed by members of the L.D.S. CHURCH.
16 BUSSEY also began attending school in Utah. As a result of his moving to attend school while
17 still under the registration requirement for his Washington conviction, BUSSEY was also
18 required to register as a sex offender in Utah.

19 40. In January 2015, while he was still a registered sex offender in both Washington
20 and Utah, BUSSEY met with Bishop Thayne Lyman (“LYMAN”) to become ordained into the
21 priesthood. In order to become ordained, BUSSEY would have had to confess his history of
22 sexually abusing minors to LYMAN.

23 41. During this time, when BUSSEY was on probation, PHILIP was a member of
24 the Seventy in L.D.S. CHURCH. The Seventy are the layer between the local L.D.S. CHURCH

1 administration and the general L.D.S. CHURCH administration. CATHY and PHILIP had been
2 in communication with senior leadership in L.D.S. CHURCH members in the first or second
3 quorum of the Seventy. CATHY and PHILIP consulted with these leaders in the L.D.S.
4 CHURCH about BUSSEY's conduct, as well as his criminal case and how to proceed. In fact,
5 BUSSEY's criminal conviction, probation, and registration requirements were active barriers
6 to PHILIP pursuing his calling of Mission President in Spain. PHILIP was not able to go to
7 Madrid to fulfill his calling as Mission President until BUSSEY's criminal case and his
8 requirements were all resolved.

9 42. After the two years of BUSSEY's registration requirement had passed, and per
10 Washington's legislation for minor offenders, BUSSEY was eligible for his registration
11 requirement to be removed and for his case to be sealed. PHILIP and CATHY hired an attorney
12 who helped petition to get BUSSEY removed from the Washington sex offender registry list,
13 and to get his case sealed. Once they had succeeded in doing so in late 2017, PHILIP and
14 CATHY then worked tirelessly to get BUSSEY removed from the Utah sex offender registry
15 and were successfully able to get him removed shortly after.

16 43. Upon information and belief, L.D.S. CHURCH failed to investigate or
17 excommunicate BUSSEY in relation to the allegations of sexual abuse brought to them by
18 CATHY and PHILIP and the criminal charges against him for abusing H.B., and his other
19 victims.

20 44. L.D.S. CHURCH was on notice of BUSSEY's previous predatory behavior and
21 still allowed BUSSEY to play with, and be around, other children unsupervised. BUSSEY also
22 continued to reside with CATHY and PHILIP in their home, where they continued to open their
23 home to members of the L.D.S. CHURCH, including young children who were coming to
24 receive blessings from PHILIP in his leadership role in the L.D.S. CHURCH.

1 45. In early 2018, PHILIP was called to be a Mission President, along with this wife
2 CATHY, in Madrid. Prior to being called into this role, CATHY had been a ward Relief Society
3 President.

4 46. When in Madrid, PHILIP and CATHY were staying at a home that was owned
5 by the L.D.S. CHURCH, which was a mission home where PHILIP and CATHY were residing
6 as a part of their leadership roles within the L.D.S. CHURCH. Missionaries were often in and
7 out of the home, and PHILIP and CATHY used the property as a way to further the goal and
8 mission of the L.D.S. CHURCH.

9 47. In December, 2019, PHILIP and CATHY invited H.B., his family, and
10 BUSSEY, to visit their home in Madrid, to see their Mission work, and spend Christmas and
11 New Years with them. All the tickets were purchased and paid for by the L.D.S. CHURCH.

12 48. While in Madrid, BUSSEY began grooming H.B., for further sexual abuse, and
13 sexually abusing him. BUSSEY began to touch H.B. inappropriately, fondling him over his
14 clothes.

15 49. After the sexual abuse took place in Madrid, BUSSEY began texting H.B.,
16 individually, teaching him how to delete his text messages, so that H.B.'s parents did not learn
17 of the grooming behavior and abuse.

18 50. In 2020, while BUSSEY was attending school in Utah, he would often come
19 and visit H.B. and his family at their home in Utah. PERPETRATOR would come stay for the
20 weekend, PHILIP and CATHY sometimes coordinated these stays, despite their knowledge of
21 his history of sexually abusing young children, including H.B.

22 51. When he came to visit, PERPETRATOR would often get gifts and trinkets for
23 both H.B. and his sister. In order to throw off suspicion of his gifts to H.B. BUSSEY would
24 also purchase sheets and blankets for the purpose of creating blanket forts to play with H.B. All

1 of these items were paid for by PHILIP and CATHY via the L.D.S. CHURCH, as BUSSEY
2 did not have a steady source of income.

3 52. During his visits from early 2020 through summer of 2020, BUSSEY would
4 sexually abuse H.B. The sexual abuse escalated from fondling over the clothes, to fondling
5 H.B. when he was naked, and making H.B. fondle him when he was naked. The sexual abuse
6 continued to escalate, until BUSSEY began to coerce H.B. into orally copulating him and
7 performing oral copulation on H.B.

8 53. The oral copulation often times took place in the blanket forts that BUSSEY
9 would make with H.B., using sheets and items he had purchased for the purpose of creating the
10 forts.

11 54. In May 2023, PERPETRATOR sexually abused H.B. when he was 8 years old.
12 While staying at H.B.'s home, BUSSEY required H.B. to perform oral copulation on him
13 before BUSSEY then performed oral copulation on H.B. BUSSEY took photos of these
14 interactions and told H.B. that he was going to send them to a friend. During one of these
15 instances BUSSEY had restrained and pinned down H.B. while they were in a blanket fort. As
16 a result of this sexual abuse, BUSSEY is facing criminal charges in Utah: three counts of
17 sodomy on a child, one count of kidnapping of a child, and sexual abuse of a child.

18 55. L.D.S. CHURCH hid BUSSEY's predatory behavior and history, in order to
19 seek favor with his family. At the time BUSSEY was first charged with child sexual abuse,
20 PHILIP was a member of the Seventy, which holds a high level of authority within the L.D.S.
21 CHURCH. When PERPETRATOR sexually abused H.B. in summer of 2023, PHILIP had been
22 elevated to the position of Stake Patriarch within L.D.S. CHURCH.

1 56. The repeated incidents of sexual abuse and continued exposure to his abuser
2 caused H.B. pain and suffering, both physically as a result of the assaults and molestation, as
3 well as psychologically.

4 57. Plaintiffs are informed and believe and thereupon allege, that, at all times herein
5 mentioned, Defendants knew or should have known that PERPETRATOR was abusing minor
6 H.B., and that Defendants failed to take reasonable steps to protect him.

7 58. L.D.S. CHURCH maintains a pattern and practice of concealing sexual abuse
8 from the authorities and its members as to the threat its clergy members pose. Additionally,
9 L.D.S. CHURCH maintains a pattern and practice of signaling to its members that they should
10 conceal and/or fail to report sexual abuse as to keep “the Church from being inappropriately
11 implicated in legal matters” *See President Russell M. Nelson Letter* (August 4, 2021). Through
12 this policy of concealment, L.D.S. CHURCH ratifies abusive conduct, perpetuating a culture
13 of concealment and encouraging a lack of cooperation among Church members with law
14 enforcement.

15 59. The Stake President and Bishops Handbook states as follows: “[i]n instances of
16 abuse, the first responsibility of the Church is to assist those who have been abused, and to
17 protect those who may be vulnerable to future abuse.” In conjunction with this doctrine, Utah’s
18 Supreme Court has characterized the Helpline as, “a 1-800 number that bishops and other
19 Church clergy can call when they become aware of possible abuse. The Help Line is available
20 24 hours a day, 365 days as year and is staffed by legal and counseling professionals who
21 ‘provide guidance to the bishop in how to protect the [victim] from further abuse, and how to
22 deal with the complex emotional, psychological, and legal issues that must be addressed in
23 order to protect the victim.’” *MacGregor v. Walker*, 2014 UT 2 ¶2,322 P.3d 706,707 (2014)
24 [internal citation omitted in original].

1 60. In reality, L.D.S. CHURCH staffs the Helpline with attorneys of Kirton
2 McConkie, one of the largest law firms in the State of Utah. Rather than notifying law
3 enforcement or other government authorities when Bishops and other L.D.S. CHURCH clergy
4 members call the Helpline regarding sexual abuse within L.D.S. CHURCH, Helpline operators
5 transfer these calls to the Kirton McConkie attorneys, who advise the Bishop not to report the
6 abuse incident to law enforcement, misrepresenting clergy-penitent privilege laws as their
7 reasoning.

8 61. In other words, L.D.S. CHURCH uses the Helpline to allow Bishops direct
9 contact to Kirton McConkie in order to get ahead of claims and avoid costly lawsuits against
10 L.D.S. CHURCH. This is directly contradictory to what L.D.S. CHURCH states the Helpline
11 is supposed to do, which is offer advice to high level members of L.D.S. CHURCH to protect
12 victims from further abuse and deal with the harms arising from the abuse that already occurred.
13 This is consistent with the instructions laid out in President Russell M. Nelson's Letter, dated
14 August 4, 2020, encouraging congregants to avoid cooperating with authorities asking for
15 information about abuse.

16 62. L.D.S. CHURCH's actions, practices, and customs encompass a culture that
17 prioritizes protecting predators, and the financial interests of L.D.S. CHURCH, over protecting
18 innocent victims of sexual abuse. L.D.S. CHURCH did not report any sexual abuse, nor did
19 they warn or protect children from sexual abuse they knew or should have known that its
20 perpetrators, including BUSSEY, committed. Instead, L.D.S. CHURCH continued to allow its
21 perpetrators, including BUSSEY, continued access to young children. Upon information and
22 belief, BUSSEY was never excommunicated from L.D.S. CHURCH, despite being criminally
23 convicted of sexually abusing another minor at a later date. In not excommunicating BUSSEY
24 upon the first allegation and suspicion of abuse, L.D.S. CHURCH had placed H.B. and other

1 young boys in the L.D.S. CHURCH community at risk of harm from BUSSEY.

2 63. L.D.S. CHURCH's actions embody a culture that protects sexual predators,
3 rather than innocent and vulnerable children. L.D.S. CHURCH handled the allegations
4 internally as a "matter of sin" and not one leader reported any matter to the police. Instead,
5 L.D.S. CHURCH, its bishops, and personnel, allowed its perpetrators, including BUSSEY,
6 to continue completely unhindered and protected even in their predatory conduct. L.D.S.
7 CHURCH, its agents, and employees, including bishops, counsellors, or personnel mentioned
8 herein, DOES 1-100, and each of them, acted to protect the heinous and unforgiveable acts
9 of its clergy members, its perpetrators, including BUSSEY, and in such action taken
10 against H.B.'s innocence and vulnerabilities, was careless, reckless, negligent, consciously
11 disregarding a minor's rights, and failed to protect him.

12 64. Upon information and belief, at all times herein mentioned Defendants, L.D.S.
13 CHURCH, PHILIP, CATHY, LYMAN, BUSSEY and DOES 1-100, (1) knew
14 PERPETRATOR was a sexual predator; (2) knew that PERPETRATOR was sexually abusing
15 at least one minor child associated with L.D.S. CHURCH; and (3) knew that PERPETRATOR
16 presented a risk of imminent harm to young members, including H.B., of L.D.S. CHURCH.

17 **FIRST CAUSE OF ACTION**

18 **VIOLATION OF THE TRAFFICKING VICTIMS PROTECTION ACT**

19 **Codified 18 U.S.C. § 1591 AND 1595(a)**

20 **(PLAINTIFFS Against All DEFENDANTS and DOES 1-100)**

21 ***Perpetrator Liability***

22 65. Plaintiffs re-allege and incorporate by reference herein each allegation
23 contained herein above as though fully set forth and brought in this cause of action.

1 66. An individual who is a victim of a violation of 18 U.S.C. § 1591 may bring a
2 civil action against their perpetrator under 18 U.S.C. §§ 1595 and 2255.

3 67. 18 U.S.C. § 1591 defines sex trafficking, with respect to the perpetrator, as the
4 act of recruiting, enticing, harboring, providing, obtaining, advertising, maintaining,
5 patronizing, or soliciting by any means a person knowing, or in reckless disregard of the fact,
6 that means of force, threats of force, fraud, coercion, or any combination of such means will be
7 used to cause the person to engage in a commercial sex act.

8 68. Coercion is defined as “threats of serious harm to or physical restraint against
9 any person; any scheme, plan, or pattern intended to cause a person to believe that failure to
10 perform an act would result in serious harm to or physical restraint against any person; or the
11 abuse or threatened abuse of law or the legal process.”

12 69. A commercial sex act is any sex act on account of which anything of value is
13 given or received by any person. The term “anything of value” is construed liberally by courts,
14 and the value is subjectively determined according to the party giving or receiving the item.

15 70. Plaintiffs must only show the trafficking had a *de minimis* effect on interstate
16 commerce.

17 71. Defendants L.D.S. CHURCH, PHILIP, and CATHY recruited (by identifying
18 H.B, and his parents as having a child of the correct target age, being susceptible to
19 manipulation because of the familial ties, and thus vulnerable to requests to support BUSSEY
20 and L.D.S. CHURCH via PHILIP and CATHY’s dedication to the church), and obtained (by
21 providing BUSSEY with the necessary atmosphere, access, and resources, to isolate H.B. and
22 sexually abuse him) H.B. with the intent for BUSSEY to perform sex acts.

1 72. BUSSEY further enticed (by offering gifts and playtime) and harbored (by
2 physically secluding and trapping minor H.B., in the blanket fort during sexual acts) H.B., in
3 order to make him engage in unlawful sex acts.

4 73. BUSSEY further coerced H.B. by causing him to believe that he would be at
5 risk of serious harm if he did not perform commercial sex acts for BUSSEY.

6 74. Thus, BUSSEY engaged in acts that constituted a threat of force or coercion to
7 cause minor H.B. to engage in a commercial sex act.

8 75. H.B.'s trafficking had more than a *de minimis* effect on interstate commerce.

9 76. Thus, perpetrators BUSSEY, PHILIP, and CATHY are liable pursuant to 18
10 U.S.C. § 1591(a)(1) and H.B. is entitled to bring this civil action against BUSSEY, PHILIP,
11 and CATHY pursuant to 18 U.S.C. § 1591(a).

12 77. L.D.S. CHURCH knew that BUSSEY, PHILIP, and CATHY targeted young
13 children, who share the same demographics as H.B. and had a history of sexually abusing
14 minors. L.D.S. CHURCH knew or recklessly disregarded the fact that unless BUSSEY was
15 removed from having access to other children as potential victims, then more young children
16 would be victimized. L.D.S. CHURCH maintained the dynamic of sexual exploitation and
17 predatory behavior by BUSSEY against H.B. L.D.S. CHURCH further oversaw the
18 assignment of PHILIP to a high position in the church where he used his home, where BUSSEY
19 resided, for performing religious blessings on young children who were in and out of the home.
20 L.D.S. CHURCH further oversaw keeping BUSSEY's history of sexual abuse a secret, failing
21 to disclose his history, as well as his required sex offender registration, ordaining him as a priest
22 despite his history, and continuing to allow PHILIP to use his home to perform blessings for
23 the L.D.S. CHURCH in his home, in the presence of BUSSEY, a known sexual abuser.
24 Furthermore, L.D.S. CHURCH paid to send BUSSEY, H.B., and his family to Madrid, on the

1 L.D.S. CHURCH business, knowing the risk it posed to H.B.’s safety. In doing all of the above,
2 L.D.S. CHURCH provided H.B. to BUSSEY for the performance of commercial sex acts.

3 ***Knowing Beneficiary Liability***

4 78. Separate from perpetrator liability, 18 U.S.C. § 1591(a)(2) also holds persons or
5 entities liable for sex trafficking who *knowingly benefit*, or attempt to conspire to benefit,
6 financially or by receiving anything of value from participating in a venture, which that person
7 knew or should have known has engaged in sex trafficking.

8 79. A venture is commonly understood as an undertaking involving risk which is
9 established by two or more individuals and need not be a legal partnership.

10 80. Participation in a venture means “knowingly assisting, supporting or facilitating
11 a violation:” of the perpetrator liability under 18 U.S.C. § 1591 (a)(1).

12 81. L.D.S. CHURCH, PHILIP, CATHY, LYMAN, and DOES 1-100 engaged in a
13 venture as follows:

14 a. L.D.S. CHURCH was aware that the Madrid
15 Mission, and the Duthie Hill Ward, in Bellevue Washington Stake,
16 would flourish, with growing membership, tithes and financial
17 offerings, as long as it maintained its sterling reputation with its
18 community. To safeguard this reputation and financial stability,
19 L.D.S. CHURCH, through PHILIP, CATHY, LYMAN, and DOES
20 1-100, concealed, covered up, denied, hid the abuse, and failed to
21 report the child abuse. The cover-up and non-reporting of
22 BUSSEY’s wrongdoings against other young victims, left the door
23 wide open for H.B. to be sexually abused by BUSSEY in the future;
24

1 b. In exchange for continued tithes and financial
2 donations apart from tithing by PHILIP and CATHY, to L.D.S.
3 CHURCH and the ward, L.D.S. CHURCH, PHILIP, CATHY,
4 LYMAN, and DOES 1-100 hid, covered up, and concealed known
5 sexual abuse by BUSSEY from the other congregants in the ward
6 and H.B.'s family;

7 c. In exchange for continued free labor, including in
8 positions of authority and leadership, such as Mission Stake
9 President, seminary teacher, temple sealer, Area Seventy, Stake
10 President, Bishop, or similar services provided by PHILIP,
11 CATHY, and BUSSEY to L.D.S. CHURCH, L.D.S. CHURCH and
12 DOES 1-100 hid, covered-up, and concealed known sexual abuse
13 of BUSSEY's previous victims, and H.B. from the other
14 congregants in the ward, law enforcement, and H.B.'s parents.

15 d. L.D.S. CHURCH was aware of its liability in
16 harboring a known predator, BUSSEY, with unfettered access to a
17 pool of potential new victims in the Duthie Hill ward.

18 e. L.D.S. CHURCH knew that its congregants
19 becoming aware that there were sexual predators like BUSSEY,
20 with a history of assaulting young children, unchecked within the
21 congregation, would alarm, enrage and disenfranchise its members
22 who would ultimately cease their financial commitments to L.D.S.
23 CHURCH.

24

1 82. Each of the above reciprocal transactions constitutes a venture between L.D.S.
2 CHURCH, PHILIP, CATHY, LYMAN, BUSSEY, and DOES 1-100. The trafficking venture
3 involved economic risk in that if it were to have been discovered by the congregants of the
4 ward, L.D.S. CHURCH would have lost significant tithes and other financial commitments it
5 receives from its members due to their outrage.

6 83. The venture also creates enormous financial benefits for L.D.S. CHURCH.
7 L.D.S. CHURCH knows that the consequence of losing members is not limited to a few decades
8 of one person's financial commitments. L.D.S. CHURCH knows that when members leave
9 L.D.S. CHURCH and take their families with them, L.D.S. CHURCH loses future generations
10 of financial commitments from that family line. Generations of L.D.S. CHURCH wealth is
11 forfeited every time a member leaves. The cascading effect looms large over all L.D.S.
12 CHURCH decisions such that it protects its reputation at all costs for the ultimate purpose of
13 protecting its wealth. That is to say that L.D.S. CHURCH benefits from participating in the
14 venture by preserving its wealth. Tragically, the perverse result is that when L.D.S. CHURCH
15 covers up and facilitates childhood sexual abuse, it is choosing money over its most vulnerable
16 members in need of the most protection.

17 84. The trafficking venture involved aspects of physical risk that being caught
18 performing sex acts with a minor would have severe criminal consequences for PHILIP,
19 CATHY, and BUSSEY, including the possibility of a long sentence in federal or state prison.

20 85. The trafficking venture additionally involved moral risk. It is a universally
21 understood concept that trafficking a person is immoral. It is further accepted that trafficking a
22 child- having sexual relations with a child—is one of the gravest and most morally despicable
23 acts that a human being could commit. Therefore, Plaintiffs need not rely on L.D.S. CHURCH
24 doctrine, or any religious doctrine, to explain the moral risk. There is an extreme moral risk at

1 play in the execution of L.D.S. CHURCH, PHILIP, CATHY, LYMAN, BUSSEY and DOES
2 1-100 sex trafficking venture.

3 86. In addition to the financial benefits, L.D.S. CHURCH, LYMAN, PHILIP,
4 CATHY, and DOES 1-100 also benefitted from the venture by preserving the reputation of
5 L.D.S. CHURCH, thereby preserving membership and attendance. Moreover, LYMAN and
6 PHILIP additionally fortified their own reputations as effective leaders, which improved their
7 standing in the community and L.D.S. CHURCH.

8 87. As such, L.D.S. CHURCH, PHILIP, CATHY, LYMAN, BUSSEY and DOES
9 1-100 are liable for sex trafficking as knowing beneficiaries pursuant to 18 U.S.C. § 1591(a)(2)
10 and Plaintiffs are entitled to bring their civil action pursuant to 18 U.S.C. § 1595(a).

11 88. This action for child sex trafficking is brought pursuant to 18 U.S.C. § 1595(a)
12 and 18 U.S.C. § 2255, which states that all actions for minor victims under this section shall
13 have no limit.

14 89. As a direct result of participating in a trafficking venture by L.D.S. CHURCH,
15 LYMAN, PHILIP, CATHY, BUSSEY, and DOES 1-100, H.B. suffered physical and
16 emotional harm. As a direct and proximate cause of the sex trafficking venture run by L.D.S.
17 CHURCH, PHILIP, CATHY, BUSSEY, and DOES 1-100, H.B. was left unsupervised with a
18 known sexual abuser, BUSSEY. H.B. was repeatedly sexually abused by BUSSEY. L.D.S.
19 CHURCH, PHILIP, and CATHY provided financial support and procured H.B. for BUSSEY.
20 L.D.S. CHURCH, LYMAN, PHILIP, CATHY, and DOES 1-100 also worked to conceal
21 BUSSEY's activities to protect their own reputational and monetary interests. Without these
22 actions, H.B. would not have fallen under the unsupervised supervision of BUSSEY, and if he
23 were nonetheless sexually abused, his reports of the abuse would have been investigated. L.D.S.
24 CHURCH, PHILIP, CATHY, LYMAN, and DOES 1-100, not only placed H.B. in the position

1 to be sexually abused but also engaged in a venture to conceal the abuse of H.B. on an ongoing
2 basis. Each of these acts directly and proximately caused H.B. to be trafficked and thereby
3 injured physically and emotionally.

4 90. H.B. experienced physical, emotional and psychological injuries for which he is
5 entitled to monetary damages and other relief.

6 91. L.D.S. CHURCH's actions amounted to malicious and oppressive conduct
7 because L.D.S. CHURCH knowingly harbored a known sexual predator and placed him in the
8 home of an elder within the L.D.S. CHURCH who regularly hosted young minors in his home
9 and gave him other places with unsupervised access to potential victim children. L.D.S.
10 CHURCH was in a position to prevent H.B. from being sexually abused but took actions to
11 facilitate numerous incidents of minor sexual abuse.

12 92. The conduct of L.D.S. CHURCH, LYMAN, PHILIP, CATHY, BUSSEY, and
13 DOES 1-100 was an intentional violation of 18 U.S.C. § 1591(a)(1), entitling Plaintiffs to
14 punitive damages.

15 **SECOND CAUSE OF ACTION**

16 **VIOLATION OF STATUTE 18 U.S.C. § 2421**

17 **(PLAINTIFFS Against All DEFENDANTS and DOES 1-100)**

18 93. Plaintiffs re-allege and incorporate by reference herein each allegation
19 contained herein above as though fully set forth and brought in this cause of action.

20 94. An individual who was a child victim of a violation of 18 U.S.C. § 2421 may
21 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

22 95. 18 U.S.C. § 2421(a) provides that whoever knowingly transports an individual
23 in interstate or foreign commerce, or in any territory or possession of the United States, with
24

1 intent that such individual engage in prostitution, or in any sexual activity for which a person
2 can be charged with a criminal offense, or attempts to do so, shall be in violation of the statute.

3 96. Any sexual conduct involving a minor qualifies as sexual activity for which a
4 person can be charged with a criminal offense.

5 97. Defendants L.D.S. CHURCH, PHILIP, CATHY, and BUSSEY transported
6 H.B., by purchasing and facilitating the international travel of both BUSSEY and H.B. from
7 Utah to Madrid, Spain.

8 98. Defendant L.D.S. CHURCH paid for the flights BUSSEY and H.B. took to
9 travel internationally, impacting intrastate and foreign commerce. Defendant L.D.S. CHURCH
10 also owned the home in which PHILIP and CATHY stayed in Madrid, where BUSSEY and
11 H.B. stayed, and where BUSSEY sexually abused H.B. PHILIP and CATHY were in Madrid
12 as part of their role within the L.D.S. CHURCH, during which time they planned to bring
13 PERPETRATOR and H.B. to visit.

14 99. BUSSEY sexually abused H.B. on this trip, grooming him for further abuse, and
15 fondling him over his clothes.

16 100. Defendants L.D.S. CHURCH, PHILIP and CATHY had knowledge of
17 BUSSEY's history of sexual abuse, and that H.B. was within the correct target age of
18 BUSSEY's victims.

19 101. Defendants L.D.S. CHURCH, PHILIP, and CATHY's actions amounted to
20 having knowingly transported BUSSEY and H.B. to Madrid, with intent that BUSSEY engage
21 in sexual activity for which he could be charged with a criminal offence, which H.B. was victim
22 of.

1 102. The conduct of L.D.S. CHURCH, LYMAN, PHILIP, CATHY, BUSSEY, and
2 DOES 1-100 was an intentional violation of 18 U.S.C. § 1591(a)(1), entitling Plaintiffs to
3 punitive damages.

4 **THIRD CAUSE OF ACTION**

5 **VIOLATION OF STATUTE 18 U.S.C. § 2422**

6 **(PLAINTIFFS Against All DEFENDANTS and DOES 1-100)**

7 103. Plaintiffs re-allege and incorporate by reference herein each allegation
8 contained herein above as though fully set forth and brought in this cause of action.

9 104. An individual who was a child victim of a violation of 18 U.S.C. § 2422 may
10 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

11 105. 18 U.S.C. § 2422(a) provides that whoever knowingly persuades, induces,
12 entices, or coerces any individual to travel in interstate or foreign commerce, or in any territory
13 or possession of the United States, to engage in prostitution, or in any sexual activity for which
14 any person can be charged with a criminal offense, shall be in violation of the statute.

15 106. Any sexual conduct involving a minor qualifies as sexual activity for which a
16 person can be charged with a criminal offense.

17 107. Defendants L.D.S. CHURCH, PHILIP, and CATHY enticed BUSSEY, H.B.
18 and H.B.'s parents to travel to Madrid, by purchasing the tickets for them and providing them
19 with free accommodations.

20 108. Defendants L.D.S. CHURCH, PHILIP and CATHY had knowledge of
21 BUSSEY's history of minor sexual abuse, that H.B. was within the correct target age of
22 BUSSEY's victims.

23 109. Defendants L.D.S. CHURCH, PHILIP, and CATHY's actions amounted to
24 having knowingly coerced BUSSEY and H.B. to travel to Madrid, with intent that BUSSEY

1 engage in sexual activity for which he could be charged with a criminal offence, which H.B.
2 was victim of.

3 110. The conduct of L.D.S. CHURCH, LYMAN, PHILIP, CATHY, BUSSEY, and
4 DOES 1-100 was an intentional violation of 18 U.S.C. § 1591(a)(1), entitling Plaintiffs to
5 punitive damages.

6 **FOURTH CAUSE OF ACTION**

7 **VIOLATION OF STATUTE 18 U.S.C. § 2423(a)**

8 **(PLAINTIFFS Against All DEFENDANTS and DOES 1-100)**

9 111. Plaintiffs re-allege and incorporate by reference herein each allegation
10 contained herein above as though fully set forth and brought in this cause of action.

11 112. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may
12 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

13 113. 18 U.S.C. § 2423(a) provides that a person who knowingly transports an
14 individual who has not attained the age of 18 years in interstate or foreign commerce, or in any
15 commonwealth, territory or possession of the United States, with intent that the individual
16 engage in prostitution, or in any sexual activity for which any person can be charged with a
17 criminal offense is in violation of the statute.

18 114. Any sexual conduct involving a minor qualifies as sexual activity for which a
19 person can be charged with a criminal offense.

20 115. Defendants L.D.S. CHURCH, PHILIP, CATHY, and BUSSEY transported
21 H.B., by purchasing and facilitating the international travel of both BUSSEY and H.B. from
22 Utah to Madrid, Spain.

1 116. Defendant L.D.S. CHURCH paid for the flights BUSSEY and H.B. took to
2 travel internationally, impacting intrastate and foreign commerce. Defendant L.D.S. CHURCH
3 also owned the home in which PHILIP and CATHY stayed in Madrid, where BUSSEY and
4 H.B. stayed, and where BUSSEY sexually abused H.B. PHILIP and CATHY were in Madrid
5 as part of their role within the L.D.S. CHURCH, during which time they planned to bring
6 PERPETRATOR and H.B. to visit.

7 117. BUSSEY sexually abused H.B. on this trip, grooming him for further abuse, and
8 fondling him over his clothes.

9 118. Defendants L.D.S. CHURCH, PHILIP and CATHY had knowledge of
10 BUSSEY's history of minor sexual abuse, that H.B. was within the correct target age of
11 BUSSEY's victims.

12 119. Defendants L.D.S. CHURCH, PHILIP, and CATHY's actions amounted to
13 having knowingly transported BUSSEY and H.B. to Madrid, with intent that BUSSEY engage
14 in sexual activity for which he could be charged with a criminal offence, which H.B. was victim
15 of.

16 120. The conduct of L.D.S. CHURCH, LYMAN, PHILIP, CATHY, BUSSEY, and
17 DOES 1-100 was intentional violation of 18 U.S.C. § 1591(a)(1), entitling Plaintiffs to punitive
18 damages.

19 **FIFTH CAUSE OF ACTION**

20 **VIOLATION OF STATUTE 18 U.S.C. § 2423(b)**

21 **(PLAINTIFFS Against BUSSEY)**

22 121. Plaintiffs re-allege and incorporate by reference herein each allegation
23 contained herein above as though fully set forth and brought in this cause of action.

1 122. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may
2 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

3 123. 18 U.S.C. § 2423(b) provides that a person who travels in interstate commerce
4 or travels into the United States, or a United States citizen or an alien admitted for permanent
5 residence in the United States who travels in foreign commerce, with intent to engage in any
6 illicit sexual conduct with another person will be in violation of the statute.

7 124. 18 U.S.C. § 2423(h) defines intent as any intention to engage in prostitution,
8 sexually activity for which any person can be charged with a criminal offense, or illicit sexual
9 conduct, as applicable at the time of the transportation or travel.

10 125. 18 U.S.C. § 2423(g) defines illicit sexual conduct as (1) a sexual act (as defined
11 in section 2246) with a person under 18 years of age that would be in violation of chapter 109A
12 if the sexual act occurred in the special maritime and territorial jurisdiction of the United States;
13 (2) any commercial sex act (as defined in section 1591) with a person under 18 years of age; or
14 (3) production of child pornography (as defined in section 2256(8)).

15 126. A commercial sex act is any sex act on account of which anything of value is
16 given or received by any person. The term “anything of value” is construed liberally by courts,
17 and the value is subjectively determined according to the party giving or receiving the item.

18 127. Defendant BUSSEY traveled in foreign commerce, from the United States to
19 Madrid, with the intention of engaging in a commercial sex act. H.B., and his family, had been
20 offered free flights to Madrid, as well as free accommodations. BUSSEY also gifted H.B. with
21 trinkets with the intent for him to entice H.B. to perform sex acts. In doing all the above,
22 BUSSEY traveled in foreign commerce, and provided H.B. with a benefit for the performance
23 of commercial sex acts.

1 128. BUSSEY's conduct was an intentional violation of 18 U.S.C. § 1591(a)(1),
2 entitling Plaintiffs to punitive damages.

3 **SIXTH CAUSE OF ACTION**

4 **VIOLATION OF STATUTE 18 U.S.C. § 2423(c)**

5 **(PLAINTIFFS Against BUSSEY)**

6 129. Plaintiffs re-allege and incorporate by reference herein each allegation
7 contained herein above as though fully set forth and brought in this cause of action.

8 130. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may
9 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

10 131. 18 U.S.C. § 2423(c) provides that any United States citizen or alien or admitted
11 for permanent residence who travels in foreign commerce or resides, either temporarily or
12 permanently, in a foreign country, and engages in any illicit sexual conduct with another person
13 shall be in violation of this statute.

14 132. 18 U.S.C. § 2423(g) defines illicit sexual conduct as (1) a sexual act (as defined
15 in section 2246) with a person under 18 years of age that would be in violation of chapter 109A
16 if the sexual act occurred in the special maritime and territorial jurisdiction of the United States;
17 (2) any commercial sex act (as defined in section 1591) with a person under 18 years of age; or
18 (3) production of child pornography (as defined in section 2256(8)).

19 133. A commercial sex act is any sex act on account of which anything of value is
20 given or received by any person. The term "anything of value" is construed liberally by courts,
21 and the value is subjectively determined according to the party giving or receiving the item.

22 134. Defendant BUSSEY traveled in foreign commerce, from the United States to
23 Madrid, where he temporarily resided for two weeks.

1 135. Defendant BUSSEY traveled in foreign commerce, from the United States to
2 Madrid, with the intention of engaging in a commercial sex act. H.B., and his family, had been
3 offered free flights and accommodations to Madrid. BUSSEY also gifted H.B. with trinkets
4 with the intent for him to entice H.B. to perform sex acts. In doing all of the above, BUSSEY
5 traveled in foreign commerce, and temporarily resided in Madrid, and had provided H.B. with
6 a benefit for the performance of commercial sex acts.

7 136. BUSSEY's conduct was an intentional violation of 18 U.S.C. § 1591(a)(1),
8 entitling Plaintiffs to punitive damages.

9 **SEVENTH CAUSE OF ACTION**

10 **VIOLATION OF STATUTE 18 U.S.C. § 2423(d)**

11 **(PLAINTIFFS Against Defendants PHILIP, CATHY, BUSSEY and DOES 1-100)**

12 137. Plaintiffs re-allege and incorporate by reference herein each allegation
13 contained herein above as though fully set forth and brought in this cause of action.

14 138. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may
15 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

16 139. 18 U.S.C. § 2423(d) provides that any citizen of the United states or alien
17 admitted for permanent residence who: (1) is an officer, director, employee, or agent of an
18 organization that affects interstate or foreign commerce; (2) makes use of the mails or any
19 means or instrumentality of interstate or foreign commerce through the connection or
20 affiliation of the person with such organization; and (3) commits an act in furtherance of illicit
21 sexual conduct through the connection or affiliation of the person with such organization, will
22 be in violation of the statute.

23 140. Defendants PHILIP, CATHY, BUSSEY, and DOES 1-100 where all officers,
24 directors, employees, and/or agents of L.D.S. CHURCH, an organization that affects interstate

1 or foreign commerce, uses the mail to affect interstate and foreign commerce in their roles
2 within L.D.S. CHURCH. In their roles with L.D.S. CHURCH, Defendants PHILIP, CATHY,
3 BUSSEY, and DOES 1-100 facilitated and paid for the flight and accommodations of H.B.
4 and his family, for their trip to Madrid. This act was committed in furtherance of a commercial
5 sex act H.B. was coerced into performing while in Madrid.

6 141. The actions of Defendants PHILIP, CATHY, BUSSEY and DOES 1-100
7 amounted to having committed acts in furtherance of illicit sexual conduct through their
8 connection or affiliation with L.D.S. CHURCH, an organization that affects interstate or
9 foreign commerce.

10 142. The conduct of PHILIP, CATHY, BUSSEY, and DOES 1-100 was an
11 intentional violation of 18 U.S.C. § 1591(a)(1), entitling Plaintiffs to punitive damages.

12 **EIGHTH CAUSE OF ACTION**

13 **VIOLATION OF STATUTE 18 U.S.C. § 2423(e)**

14 **(PLAINTIFFS Against L.D.S. CHURCH, PHILIP, CATHY and DOES 1-100)**

15 143. Plaintiffs re-allege and incorporate by reference herein each allegation
16 contained herein above as though fully set forth and brought in this cause of action.

17 144. An individual who was a child victim of a violation of 18 U.S.C. § 2423 may
18 bring a civil action against their perpetrator under 18 U.S.C. § 2255.

19 145. 18 U.S.C. § 2423(e) provides that whoever, for the purpose of commercial
20 advantage or private financial gain, arranges, induces, procures, or facilitates the travel of a
21 person knowing such person is traveling in interstate commerce or foreign commerce with
22 intent to engage in any illicit sexual conduct shall be in violation of the statute.

1 146. 18 U.S.C. § 2423(h) defines intent as any intention to engage in prostitution,
2 sexually activity for which any person can be charged with a criminal offense, or illicit sexual
3 conduct, as applicable at the time of the transportation or travel.

4 147. 18 U.S.C. § 2423(g) defines illicit sexual conduct as (1) a sexual act (as defined
5 in section 2246) with a person under 18 years of age that would be in violation of chapter 109A
6 if the sexual act occurred in the special maritime and territorial jurisdiction of the United States;
7 (2) any commercial sex act (as defined in section 1591) with a person under 18 years of age; or
8 (3) production of child pornography (as defined in section 2256(8)).

9 148. Defendants L.D.S. CHURCH, PHILIP, CATHY, and DOES 1-100, for the
10 purposes of commercial advantage or private financial gain, DOES 1-100 working both for
11 their individual interests and as agents acting on behalf of the L.D.S. CHURCH, arranged,
12 procured, and facilitated the travel of BUSSEY, along with H.B. and his family, knowing that
13 BUSSEY was traveling with the intent to engage in illicit sexual conduct.

14 149. Defendant L.D.S. CHURCH, PHILIP, CATHY, and DOES 1-100 arranged,
15 procured, and facilitated BUSSEY's travel to Madrid. In fact, L.D.S. CHURCH paid for
16 BUSSEY's flight. Furthermore, the property where BUSSEY resided on the trip was a L.D.S.
17 CHURCH owned property. Defendants L.D.S. CHURCH, PHILIP, CATHY, and DOES 1-100
18 did so knowing BUSSEY's history of minor sexual abuse and his intent.

19 150. Defendants PHILIP and CATHY were in Madrid in their positions of Mission
20 Presidents. L.D.S. CHURCH, PHILIP, CATHY, and DOES 1-100 were benefitting financially
21 from PHILIP and CATHY's labor. Defendants L.D.S. CHURCH, PHILIP, CATHY, and
22 DOES 1-100 facilitated BUSSEY's travel to Madrid so that they could continue to benefit
23 financially from PHILIP and CATHY's labor, by bringing BUSSEY, H.B. and his family, to
24

1 them in Madrid they could ensure that PHILIP and CATHY remained in Madrid and continued
2 to work.

3 151. Defendants L.D.S. CHURCH, PHILIP, CATHY and DOES 1-100's actions
4 amounted to having, for the purpose of commercial advantage or private financial gain,
5 arranging, procuring, and facilitating the travel of BUSSEY, knowing that he was traveling in
6 foreign commerce with intent to engage in illicit sexual conduct.

7 152. The conduct of L.D.S. CHURCH, PHILIP, CATHY, and DOES 1-100 was an
8 intentional violation of 18 U.S.C. § 1591(a)(1), entitling Plaintiffs to punitive damages.

9
10 **NINTH CAUSE OF ACTION**

11 **NEGLIGENCE**

12 **(PLAINTIFFS Against All DEFENDANTS and DOES 1-100)**

13 153. Plaintiffs re-allege and incorporate by reference herein each allegation
14 contained herein above as though fully set forth and brought in this cause of action.

15 154. Defendants are persons or entities who owed a duty of care to H.B. or had a duty
16 to control the conduct of the perpetrator, BUSSEY, by way of the special relationship existing
17 between those individuals.

18 155. Defendants knew or should have known of PERPERATOR's misconduct and
19 inappropriate sexual behavior towards other children and towards H.B.

20 156. Despite having knowledge of the misconduct, Defendants and DOES 1-100
21 failed to take adequate preventative action to control the conduct, failed to warn, report, and/or
22 confront H.B. regarding the abuse, despite having a legal duty to do so.

23 157. As a result of the negligence of Defendants and DOES 1-100, PLAINTIFF was
24 sexually abused by PERPETRATOR.

1 158. Had Defendants fulfilled the duties and responsibilities owed to H.B. on the
2 special relationship Defendants had with minor H.B., he would not have been subject to most
3 of the misconduct against him.

4 159. As a direct and legal result of this conduct, H.B. suffered severe and permanent
5 injuries, including, but not limited to, physical and mental pain and suffering, severe emotional
6 distress, psychological harm, physical injuries, past and future costs of medical care and
7 treatment, and past and future loss of earning capacity, and other damages, in an amount not
8 yet ascertained, but which exceeds the minimum jurisdiction limits of this Court.

9 **TENTH CAUSE OF ACTION**

10 **SEXUAL ASSAULT OF A MINOR**

11 **(PLAINTIFFS Against BUSSEY)**

12 160. Plaintiffs re-allege and incorporate by reference herein each allegation
13 contained herein above as though fully set forth and brought in this cause of action.

14 161. In 2014, BUSSEY sexually abused and assaulted H.B., who was six months old
15 at the time.

16 162. In 2019, BUSSEY sexually abused and assaulted H.B., while they were in
17 Madrid.

18 163. In 2020, BUSSEY further sexually assaulted and abused H.B.

19 164. In 2023, BUSSEY again sexually assaulted and abused H.B.

20 165. As a legal result of the foregoing, H.B. was injured in health, strength and
21 activity, sustaining bodily injuries and shock and injury to his nervous system and person, all
22 of which caused and continues to cause H.B. great mental, physical and nervous pain and
23 suffering.

1 166. As a further result of the wrongful acts of PERPETRATOR, H.B. has incurred
2 economic damages, including medical care and treatment costs.

3 167. H.B. has thereby sustained damages in an amount in excess of the minimum
4 jurisdictional limits of this Court.

5 168. BUSSEY's conduct was wonton, malicious, willful and/or cruel, entitling
6 Plaintiffs to punitive damages.

7 **ELEVENTH CAUSE OF ACTION**

8 **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**

9 **(PLAINTIFFS against All DEFENDANTS and DOES 1-100)**

10 169. Plaintiffs re-allege and incorporate by reference herein each allegation
11 contained herein above as though fully set forth and brought in this cause of action.

12 170. Acting with knowledge of their superior position and special relationship with
13 H.B. and realizing H.B.'s special susceptibility to emotional distress due to his age,
14 inexperience, and vulnerability, PHILIP, CATHY and DOES 1-100, proceeded to use their
15 positions of authority within L.D.S. CHURCH to coerce H.B.'s father into allowing BUSSEY
16 into his home, so that he could force H.B. into engage in unlawful sex acts. PERPETRATOR
17 used force and threat of violence against H.B. to force him to engage in unlawful sex acts.

18 171. PHILIP, CATHY, and PEREPTRATOR's acts were intentional, willful,
19 oppressive, and maliciously done for the purpose of causing H.B. to suffer emotional harm,
20 mental anguish, and emotional distress or with reckless disregard for the likelihood that he
21 would cause H.B. such distress.

22 172. Furthermore, when BUSSEY himself did report his history of abuse within
23 L.D.S. CHURCH to Bishop LYMAN, LYMAN did nothing and proceeded to use his authority
24 within L.D.S. CHURCH to ordain BUSSEY, regardless.

1 173. LYMAN, acting as an agent on behalf of L.D.S. CHURCH, when he received
2 notice of BUSSEY's history of sexual abuse, intentionally and maliciously decided to hide his
3 abuse, and ordain BUSSEY anyways, giving him more authority, leadership, and unfettered
4 access to children, including H.B., intentionally causing H.B. to suffer emotional harm,
5 humiliation, mental anguish, and emotional distress, or with reckless disregard for the
6 likelihood that it would cause H.B. such distress.

7 174. As a direct and legal result of CATHY, PHILIP, LYMAN and
8 PERPETRATOR's actions and misconduct, H.B. has been damaged, emotionally and
9 physically, and otherwise, all to Plaintiffs' special and general damages, in amounts not yet
10 ascertained, but which exceeds the minimum jurisdiction of this Court.

11 175. The conduct of L.D.S. CHURCH, LYMAN, PHILIP, CATHY, BUSSEY, and
12 DOES 1-100 was wonton, malicious, willful and/or cruel, entitling Plaintiffs to punitive
13 damages.

14 **TWELFTH CAUSE OF ACTION**

15 **LOSS OF CONSORTIUM**

16 **(PLAINTIFFS against All DEFENDANTS and DOES 1-100)**

17 176. Plaintiffs re-allege and incorporate by reference herein each allegation
18 contained herein above as though fully set forth and brought in this cause of action.

19 177. Severe and permanent injuries to H.B., including, but not limited to, physical
20 and mental pain and suffering, severe emotional distress, psychological harm, physical injuries,
21 past and future costs of medical care and treatment, and past and future loss of earning capacity,
22 and other damages, all of which were caused by Defendants' omissions, actions, inactions,
23 wrongful conduct, and/or negligence alleged herein, created a continuing, irrevocable loss,
24

1 injury, and damage to the parent-child relationship, including, but not limited to, the loss of
2 services, loss of love and companionship.

3 178. As a direct and legal result of Defendants' omissions, actions, inactions,
4 wrongful conduct, and/or negligence alleged herein, Plaintiffs BRANDON BUSSEY and
5 HEIDI BUSSEY have been, and continue to be, damaged, emotionally, physically, and/or
6 otherwise, all to Plaintiffs BRANDON BUSSEY and HEIDI BUSSEY's general damages, in
7 amounts not yet ascertained, but which exceeds the minimum jurisdiction of this Court.

8
9 **PRAYER FOR RELIEF**

10 WHEREFORE, Plaintiffs pray for judgment against Defendants PERPETRATOR
11 BUSSEY, L.D.S. CHURCH, its employees and/or agents, PHILIP, CATHY, LYMAN, and
DOES 1-100, and each of them as follows:

- 12 1. As to Cause of Action 1 and all DEFENDANTS and DOES 1-100, damages to Plaintiffs
13 according to proof as applicable:
- 14 a. Past and future medical and care expenses of H.B.;
 - 15 b. Other economic loss;
 - 16 c. Non-economic loss according to proof:
 - 17 i. Compensation for physical pain and discomfort;
 - 18 ii. Compensation for flight, nervousness, anxiety, worry, and
19 apprehension;
 - 20 d. Pre-judgment and post-judgment interest to Plaintiffs according to proof;
 - 21 e. Reasonable costs to Plaintiffs as provided by law;
 - 22 f. Attorney's fees pursuant to 18 § 1595(a);
- 23 2. As to Cause of Action 2 and all DEFENDANTS and DOES 1-100, damages to Plaintiffs
24 according to proof as applicable:
- a. Past and future medical and care expenses of H.B.;

- 1 b. Other economic loss;
- 2 c. Non-economic loss according to proof:
- 3 i. Compensation for physical pain and discomfort;
- 4 ii. Compensation for flight, nervousness, anxiety, worry, and
- 5 apprehension;
- 6 d. Pre-judgment and post-judgment interest to Plaintiffs according to proof;
- 7 e. Reasonable costs to Plaintiffs as provided by law;
- 8 f. Attorney's fees pursuant to 18 § 2255;
- 9 3. As to Cause of Action 3 and all DEFENDANTS and DOES 1-100, damages to Plaintiffs
- 10 according to proof as applicable:
- 11 a. Past and future medical and care expenses of H.B.;
- 12 b. Other economic loss;
- 13 c. Non-economic loss according to proof:
- 14 i. Compensation for physical pain and discomfort;
- 15 ii. Compensation for flight, nervousness, anxiety, worry, and
- 16 apprehension;
- 17 d. Pre-judgment and post-judgment interest to Plaintiffs according to proof;
- 18 e. Reasonable costs to Plaintiffs as provided by law;
- 19 f. Attorney's fees pursuant to 18 § 2255;
- 20 4. As to Cause of Action 4 and all DEFENDANTS and DOES 1-100, damages to Plaintiffs
- 21 according to proof as applicable:
- 22 a. Past and future medical and care expenses of H.B.;
- 23 b. Other economic loss;
- 24 c. Non-economic loss according to proof:
- i. Compensation for physical pain and discomfort;
- ii. Compensation for flight, nervousness, anxiety, worry, and
- apprehension;

- 1 d. Pre-judgment and post-judgment interest to Plaintiffs according to proof;
- 2 e. Reasonable costs to Plaintiffs as provided by law;
- 3 f. Attorney's fees pursuant to 18 § 2255;
- 4 5. As to Cause of Action 5 and PAYDAN BUSSEY, damages to Plaintiffs according to
- 5 proof as applicable:
- 6 a. Past and future medical and care expenses of H.B.;
- 7 b. Other economic loss;
- 8 c. Non-economic loss according to proof:
- 9 i. Compensation for physical pain and discomfort;
- 10 ii. Compensation for flight, nervousness, anxiety, worry, and
- 11 apprehension;
- 12 d. Pre-judgment and post-judgment interest to Plaintiffs according to proof;
- 13 e. Reasonable costs to Plaintiffs as provided by law;
- 14 f. Attorney's fees pursuant to 18 § 2255;
- 15 6. As to Cause of Action 6 and PAYDAN BUSSEY, damages to Plaintiffs according to
- 16 proof as applicable:
- 17 a. Past and future medical and care expenses of H.B.;
- 18 b. Other economic loss;
- 19 c. Non-economic loss according to proof:
- 20 i. Compensation for physical pain and discomfort;
- 21 ii. Compensation for flight, nervousness, anxiety, worry, and
- 22 apprehension;
- 23 d. Pre-judgment and post-judgment interest to Plaintiffs according to proof;
- 24 e. Reasonable costs to Plaintiffs as provided by law;
- f. Attorney's fees pursuant to 18 § 2255;
7. As to Cause of Action 7 and to all PHILIP BUSSEY, CATHY BUSSEY, PAYDAN
BUSSEY, and DOES 1-100, damages to Plaintiffs according to proof as applicable:

- 1 a. Past and future medical and care expenses of H.B.;
- 2 b. Other economic loss;
- 3 c. Non-economic loss according to proof:
- 4 i. Compensation for physical pain and discomfort;
- 5 ii. Compensation for flight, nervousness, anxiety, worry, and
- 6 apprehension;
- 7 d. Pre-judgment and post-judgment interest to Plaintiffs according to proof;
- 8 e. Reasonable costs to Plaintiffs as provided by law;
- 9 f. Attorney's fees pursuant to 18 § 2255;
- 10 8. As to Cause of Action 8 and all L.D.S. CHURCH, PHILIP BUSSEY, CATHY
- 11 BUSSEY, and DOES 1-100, damages to Plaintiffs according to proof as applicable:
- 12 a. Past and future medical and care expenses of H.B.;
- 13 b. Other economic loss;
- 14 c. Non-economic loss according to proof:
- 15 i. Compensation for physical pain and discomfort;
- 16 ii. Compensation for flight, nervousness, anxiety, worry, and
- 17 apprehension;
- 18 d. Pre-judgment and post-judgment interest to Plaintiffs according to proof;
- 19 e. Reasonable costs to Plaintiffs as provided by law;
- 20 f. Attorney's fees pursuant to 18 § 2255;
- 21 9. As to Cause of Action 9 and all DEFENDANTS and DOES 1-100, damages to Plaintiffs
- 22 according to proof as applicable:
- 23 a. Past and future medical and care expenses of H.B.;
- 24 b. Other economic loss;
- c. Non-economic loss according to proof:
- i. Compensation for physical pain and discomfort;

1 ii. Compensation for flight, nervousness, anxiety, worry, and
2 apprehension;

3 d. Pre-judgment and post-judgment interest to Plaintiffs according to proof;

4 e. Reasonable costs to Plaintiffs as provided by law;

5 f. Attorney's fees pursuant to 18 § 2255;

6 10. As to Count 10 for an award of special (economic) and general (non-economic)
7 damages according to proof.

8 11. As to Count 11 for an award of special (economic) and general (non-economic)
9 damages to Plaintiffs according to proof.

10 12. As to Cause of Action 12 for an award of general (non-economic) damages for loss of
11 consortium to Plaintiffs BRANDON and HEIDI BUSSEY, separately, according to
12 proof.

13 13. As to Count 1 and all DEFENDANTS and DOES 1-100, by virtue of knowing and
14 intentional violations of 18 U.S.C. § 1591(a)(1), 1595, awarding Plaintiffs punitive
15 damages.

16 14. As to Count 2 and all DEFENDANTS and DOES 1-100, by virtue of knowing and
17 intentional violations of 18 U.S.C. §§ 2255(a) and 2421, awarding Plaintiffs punitive
18 damages.

19 15. As to Count 3 and all DEFENDANTS and DOES 1-100, by virtue of knowing and
20 intentional violations of 18 U.S.C. §§ 2255(a) and 2422, awarding Plaintiffs punitive
21 damages.

22 16. As to Count 4 and all DEFENDANTS and DOES 1-100, by virtue of knowing and
23 intentional violations of 18 U.S.C. §§ 2255(a) and 2423(a), awarding Plaintiffs punitive
24 damages.

17. As to Count 5 and BUSSEY, by virtue of knowing and intentional violations of 18
U.S.C. §§ 2255(a) and 2423(b), awarding Plaintiffs punitive damages.

1 18. As to Count 6 and BUSSEY, by virtue of knowing and intentional violations of 18
2 U.S.C. §§ 2255(a) and 2423(c), awarding Plaintiffs punitive damages.

3 19. As to Count 7 and PHILIP BUSSEY, CATHY BUSSEY, PAYDAN BUSSEY, and
4 DOES 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a)
5 and 2423(d), awarding Plaintiffs punitive damages.

6 20. As to Count 8 and L.D.S. CHURCH, PHILIP BUSSEY, CATHY BUSSEY, and DOES
7 1-100, by virtue of knowing and intentional violations of 18 U.S.C. §§ 2255(a) and
8 2423(e), awarding Plaintiffs punitive damages.

9 21. As to Count 10 and all DEFENDANTS and DOES 1-100, by virtue of wanton,
10 malicious, willful, and/or cruel conduct, awarding Plaintiffs punitive damages.

11 22. As to Count 11 and all DEFENDANTS, and DOES 1-100, by virtue of wanton,
12 malicious, willful, and/or cruel conduct, awarding Plaintiffs punitive damages.

13 DATED: June 16, 2025

14 ROGERS & COVER, PLLC

15 /s/ James S. Rogers
16 James S. Rogers, WSBA #5335

17 /s/ Heather M. Cover
18 Heather Cover, WSBA #52146

19 Attorneys for Plaintiffs

20 705 Second Avenue, Suite 1500
21 Seattle, WA 98104
22 Telephone: (206) 621-8525
23 E-mail: jsr@jsrogerslaw.com
24 E-mail: heather@jsrogerslaw.com

ANDREWS & THORNTON
Kimberly DeGonia, CA Bar # 256989
Ryan McIntosh, CA Bar # 328042
Brittany Emsais, CA Bar # 352332
David Kao, CA Bar # 261117

Pro Hac Vice Attorneys for Plaintiffs

4701 Von Karman Ave., Suite 300

ROGERS & COVER, PLLC

705 Second Avenue, Ste. 1500
Seattle, WA 98104

1 Newport Beach, CA 92660
Telephone: (949) 748-1000
2 E-mail: kdegonia@andrewsthornton.com
E-mail: rmcintosh@andrewsthornton.com
3 E-mail: bemsais@andrewsthornton.com
E-mail: dkao@andrewsthornton.com

4 WATTS LAW FIRM
Damon Singleton, AR Bar # 2010132

5 Pro Hac Vice Attorneys for Plaintiffs

6 811 Barton Springs Road, # 725
7 Austin, TX 78704
Telephone: (888) 889-2887
8 E-mail: damon@wattslp.com

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

CERTIFICATE OF SERVICE

I hereby certify that on June 16,2025, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the counsel of record listed below:

<p>Pro Hac Vice Counsel for Plaintiffs ANDREWS & THORNTON Kimberly DeGonia, CA Bar # 256989 Ryan McIntosh, CA Bar # 328042 Brittany Emsais, CA Bar # 352332 David Kao, CA Bar # 261117 4701 Von Karman Ave., Suite 300 Newport Beach, CA 92660 Telephone: (949) 748-1000 E-mail: kdegonia@andrewsthornton.com E-mail: rmcintosh@andrewsthornton.com E-mail: bemsais@andrewsthornton.com E-mail: dkao@andrewsthornton.com</p> <p>WATTS LAW FIRM Damon Singleton, AR Bar # 2010132 811 Barton Springs Road, # 725 Austin, TX 78704 Telephone: (888) 889-2887 E-mail: damon@wattsllp.com</p>	<p>Attorneys for Defendants The Church of Jesus Chris of Latter-Day Saints and Thayne Lyman Harry H. Schneider, Jr., WSBA #9404 Meeghan Dooley, WSBA #61735 PERKINS COIE LLP 1201 Third Avenue, Suite 4900 Seattle, WA 98101-3099 Telephone: (206) 359-8000 E-mail: HSchneider@perkinscoie.com E-mail: MDooley@perkinscoie.com</p>
<p>Attorneys for Defendants Philip and Cathy Bussey Michael Rosenberger, WSBA #17730 Katherine S. Wan, WSBA #58647 GORDON TILDEN THOMAS & CORDELL LLP 600 University Street, Suite 2915 Seattle, WA 98101 Telephone: (206) 467-6477 E-mail: mrosenberger@gordontilden.com E-mail: kwan@gordontilden.com</p>	<p>Attorneys for Defendant Paydan Bussey Francis S. Floyd, WSBA #10642 Danielle P. Smith, WSBA #49165 FLOYD PFLUEGER KEARNS, NEDDERMAN & GRESS, P.S. 3101 Western Ave., Suite 400 Seattle, WA 98121 Telephone: (206) 441-4455 E-mail: ffloyd@nwtrialattorneys.com E-mail: dsmith@nwtrialattorneys.com</p>

DATED this 16th day of June, 2025 in Seattle, Washington.

ROGERS & COVER, PLLC

/s/ Leehwa McFadden
 Leehwa McFadden, Paralegal

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

705 Second Ave., Suite 1500
Seattle, WA 98104
Telephone: (206) 621-8525
E-mail: leehwa@jsrogerslaw.com