

Quarles & Brady LLP
One Renaissance Square
Two North Central Avenue
Suite 600
Phoenix, AZ 85004-2322
TELEPHONE 602-229-5200

John M. O'Neal (#015945)
John.ONeal@quarles.com
Cale S. Johnson (#035557)
Cale.Johnson@quarles.com
*Attorneys for Defendant Big Brothers
Big Sisters of Central Arizona*

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

JOHN CD DOE, a single man,

Plaintiff,

v.

BIG BROTHERS BIG SISTERS OF
AMERICA, a District of Columbia, non-
profit corporation; BIG BROTHERS BIG
SISTERS OF CENTRAL ARIZONA, an
Arizona corporation; JOHN DOE 1-100;
JANE DOE 1-100; and BLACK & WHITE
CORPORATIONS 1-100,

Defendants.

NO. CV2020-014920

**BIG BROTHERS BIG SISTERS OF
CENTRAL ARIZONA'S NOTICE OF
NON-PARTIES AT FAULT**

(Assigned to the Hon. Bradley Astrowsky)

Defendant Big Brothers Big Sisters of Central Arizona ("BBBS CA" or
"Defendant"), pursuant to Rule 26(b)(5) of the Arizona Rules of Civil Procedure and A.R.S.
§12-2506(B), hereby submits this Notice of Non-Parties at Fault to allege that the following
persons not parties to this action may be wholly or partially at fault for Plaintiff's alleged
damages, as follows:

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1. Italo Arbulu
Correctional Training Facility
Soledad Prison Road
Soledad, CA 93960

5 Plaintiff has alleged that Mr. Arbulu sexually abused him as set forth in Plaintiff's
6 Amended Complaint. Defendant reserves the right to request that, in the event the trier of
7 fact determines Plaintiff was sexually abused by Italo Arbulu, the trier of fact apportion
8 fault to Arbulu for causing the injuries and damages alleged and proven by Plaintiff. The
9 California Department of Corrections inmate locator indicates that Mr. Arbulu is currently
10 incarcerated at the Correctional Training Facility, Soledad Prison Road, Soledad, CA
93960.

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2. Penny Campbell

13 Plaintiff has alleged in his Amended Complaint that Italo Arbulu had overnight visits
14 with Plaintiff and that Plaintiff was abused by Arbulu. Penny Campbell is Plaintiff's mother
15 and was legally responsible for his custody and care. Ms. Campbell was negligent, grossly
16 negligent and/or reckless in her duty of care for Plaintiff to the extent she had knowledge
17 of and/or permitted Plaintiff to have overnight visits with Italo Arbulu and/or had any
18 knowledge of any of the alleged wrongdoing that Plaintiff has alleged in his Amended
19 Complaint, and failed to report it, failed to prevent any alleged recurrence, or failed to
20 mitigate Plaintiff's alleged damages. The current whereabouts of Penny Campbell are
21 presently unknown but are likely to be within Plaintiff's knowledge.

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3. City of Phoenix Police Department
200 W. Washington Street
Phoenix, Arizona 85003

25 The City of Phoenix, through the Phoenix Police Department, failed to adequately
26 investigate the allegations against Italo Arbulu. The City failed to pursue Arbulu despite

1 Plaintiff's allegations against him. The City of Phoenix's reckless and/or negligent
2 investigation and actions proximately caused Plaintiff's alleged damages.

3 4. Any church, parish or clergy referenced in Plaintiff's Amended Complaint as
4 having a relationship with Plaintiff and Italo Arbulu.

5 Plaintiff has alleged in his Amended Complaint that there was a failure to train
6 minors about the dangers of sexual abuse by clergy. Plaintiff also has alleged in his
7 Amended Complaint that Plaintiff was a parishioner and student under the control and
8 authority of Italo Arbulu, whom Plaintiff alleges sexually abused him. Plaintiff's alleged
9 injuries and damages, if any, were directly and proximately caused or contributed to by the
10 negligence of third parties who were responsible for Plaintiff's care, custody and
11 supervision, including any clergy, parish or other religious organization to which Plaintiff's
12 Amended Complaint refers.

13 5. Any law enforcement offices in California.

14 To the extent any alleged abuse was reported to law enforcement offices and
15 agencies located in California, those offices and agencies failed to adequately investigate
16 the allegations against Italo Arbulu, and failed to pursue Arbulu despite Plaintiff's
17 allegations against him.

18 Discovery and disclosure are ongoing and Defendant names these non-parties at fault
19 based on available information to date regarding the alleged events at issue in Plaintiff's
20 Amended Complaint and any subsequent amendments. Defendant reserves the right to
21 amend and supplement these non-party at fault designations as discovery continues.

22 RESPECTFULLY SUBMITTED April 25, 2023
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Phoenix, AZ 85004-2322

By: /s/ John Maston O'Neal
John Maston O'Neal
Cale S. Johnson

*Attorneys for Defendant Big Brothers Big
Sisters of Central Arizona*

The foregoing document was filed
via AZTurboCourt the 25th day
of April, 2023 and copies e-mailed to:

Lori V. Berke (#015628)
Stacy F. Gottlieb (#015084)
BERKE LAW FIRM, PLLC
1601 N. 7th Street, Suite 360
Phoenix, AZ 85006
lori@berkelawfirm.com
stacey@berkelawfirm.com
*Attorneys for Defendant Big Brothers
Big Sisters of America*

Robert E. Pastor
Montoya, Lucero & Pastor, P.A.
3200 N. Central Ave., Suite 2550 Phoenix, AZ 85012
pastor@mlpattorneys.com

David L. Abney
Ahwatukee Legal Office, P.C.
P.O. Box 50351
Phoenix, AZ 85076
abneymaturin@aol.com

Michael S. Daoudi, SBN
Law Offices of Michael S. Daoudi, PC 346 Park Street, Suite 120
Birmingham, Michigan 48009
(248) 220-4377
msd@msd4law.com
Attorneys for Plaintiff CD-Doe

By /s/ /s/ Pam Worth