

COMMONWEALTH OF PENNSYLVANIA
 COUNTY OF: FAYETTE
 Magisterial District Number: 14-3-02
 MDJ: Hon. DANIEL C. SHIMSHOCK
 Address: 1 EAST CHURCH AVE
 MASONTOWN, PA 15461
 Telephone: (724)583-1620



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.

DEFENDANT: (NAME and ADDRESS):
ANDREW **MARK** **Kawecki**
 First Name Middle Name Last Name Gen.
 416 S. BROADWAY ST SCOTTTDALE, PA. 15683

NCIC Extradition Code Type

1-Felony Full 4-Felony No Ext. B-Misdemeanor Limited E-Misdemeanor Pending
 2-Felony Ltd. 5-Felony Pend. C-Misdemeanor Surrounding States Distance: _____
 3-Felony Surrounding States A-Misdemeanor Full D-Misdemeanor No Extradition

DEFENDANT IDENTIFICATION INFORMATION

Docket Number CR-297-20 Date Filed 8/26/2020 OTN/LiveScan Number U907329-3 Complaint/Incident Number 63-487 SID _____ Request Lab Services? YES NO

GENDER Male Female DOB 06/21/1955 POB _____ Add'l DOB / / _____ Co-Defendant(s)

First Name _____ Middle Name _____ Last Name _____ Gen. _____

AKA _____

RACE White Asian Black Native American Unknown

ETHNICITY Hispanic Non-Hispanic Unknown

HAIR COLOR GRY (Gray) RED (Red/Aubn.) SDY (Sandy) BLU (Blue) PLE (Purple) BRO (Brown)
 BLK (Black) ONG (Orange) WHI (White) XXX (Unk./Bald) GRN (Green) PNK (Pink)
 BLN (Blonde / Strawberry)

EYE COLOR BLK (Black) BLU (Blue) BRO (Brown) GRN (Green) GRY (Gray)
 HAZ (Hazel) MAR (Maroon) PNK (Pink) MUL (Multicolored) XXX (Unknown)

Driver License State PA License Number 206 59 559 Expires: 06/22/2024 WEIGHT (lbs.) _____

DNA YES NO DNA Location _____

FBI Number _____ MNU Number _____ Ft. HEIGHT in. _____

Defendant Fingerprinted YES NO

Fingerprint Classification: _____

DEFENDANT VEHICLE INFORMATION

Plate# _____ State _____ Hazmat Registration Sticker (MM/YY) / _____ Comm'l Veh. Ind. School Veh. Oth. NCIC Veh. Code _____ Reg. same as Def.

VIN _____ Year _____ Make _____ Model _____ Style _____ Color _____

Office of the attorney for the Commonwealth Approved Disapproved because: _____

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

ACDAG DANIEL J. DYE (Name of the attorney for the Commonwealth) _____ (Signature of the attorney for the Commonwealth) _____ 08/25/2020 (Date)

I, STEPHEN J ADAMETZ SPECIAL AGENT II, #507
 (Name of the Affiant) (PSP/MPOETC -Assigned Affiant ID Number & Badge #)

of PA OFFICE OF ATTORNEY GENERAL - BCI PA0222400
 (Identify Department or Agency Represented and Political Subdivision) (Police Agency ORI Number)

do hereby state: (check appropriate box)

1. I accuse the above named defendant who lives at the address set forth above
 I accuse the defendant whose name is unknown to me but who is described as _____

I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe
 with violating the penal laws of the Commonwealth of Pennsylvania at [406] FAIRCHANCE
 (Subdivision Code) (Place-Political Subdivision)

in FAYETTE County [26] on or about BETWEEN 2004 THROUGH 2007
 (County Code)



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 63-487
Defendant Name	First: ANDREW	Middle: MARK	Last: KAWECKI

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input checked="" type="checkbox"/> Lead?	1	3123	A7	of the	18 PA C.S.	1	F1		
<small>Offense#</small>	<small>Section</small>	<small>Subsection</small>	<small>PA Statute (Title)</small>	<small>Counts</small>	<small>Grade</small>	<small>NCIC Offense Code</small>	<small>UCR/NIBRS Code</small>		

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): INVOLUNTARY DEVIATE SEXUAL INTERCOURSE

Acts of the accused associated with this Offense: The actor, Andrew M. Kaweck, in approximately the year 2007, in the Borough of Fairchance, Fayette County, engaged in deviate sexual intercourse with the Victim, an altar boy of less than 16 years of age, at a time where Kaweck was 4 years or more older than the victim and the two were not married, in violation of 18 Pa. C.S. §3123 (a) (7) F-1

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/> Lead?	2	3126	A (8)	of the	18 PA C.S.	1	M2		
<small>Offense#</small>	<small>Section</small>	<small>Subsection</small>	<small>PA Statute (Title)</small>	<small>Counts</small>	<small>Grade</small>	<small>NCIC Offense Code</small>	<small>UCR/NIBRS Code</small>		

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): INDECENT ASSAULT

Acts of the accused associated with this Offense: The actor, Andrew M. Kaweck, on or about 2005 - 2007, in the Borough of Fairchance, Fayette County had indecent contact with or caused the VICTIM, an altar boy of less than 16 years of age, to have indecent contact with the actor or intentionally caused VICTIM to come into contact with seminal fluid, urine or feces for the purpose of arousing sexual desire in the person or the complainant when that person was less than 16 years of age, as part of an ongoing course of conduct, in violation of 18 Pa. C.S. §3126 (a) (7)ii.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/> Lead?	3	3126	(A)7	of the	18 PA C.S.	1	F3		
<small>Offense#</small>	<small>Section</small>	<small>Subsection</small>	<small>PA Statute (Title)</small>	<small>Counts</small>	<small>Grade</small>	<small>NCIC Offense Code</small>	<small>UCR/NIBRS Code</small>		

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): INDECENT ASSAULT

Acts of the accused associated with this Offense: The actor, Andrew M. Kaweck, between 2004 - 2005, in the Borough of Fairchance, Fayette Co, had indecent contact or caused the VICTIM, an altar boy of less than 13 years of age, to have indecent contact with the actor or intentionally caused VICTIM to come into contact with seminal fluid, urine or feces for the purpose of arousing sexual desire in the person or the complainant when that person was less than 13 years of age, as part of an ongoing course of conduct, in violation of 18 Pa. C.S. §3126 (a) (7)ii.



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 63-487
Defendant Name	First: ANDREW	Middle: MARK	Last: KAWECKI

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 P.a.C.S. § 4904) relating to unsworn falsification to authorities.
- This complaint consists of the preceding page(s) numbered 1 through ___.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.
(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

SA STEPHEN J ADAMETZ

8/26/2020
(Date)

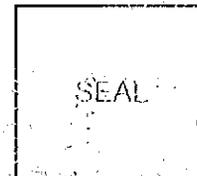
[Signature]
(Signature of Affiant)

AND NOW, on this date August 26, 2020 I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

14-3-02
(Magisterial District Court Number)

[Signature]
(Issuing Authority)



DANIEL C. SHIMSHOCK, 14-3-02
MAGISTERIAL DISTRICT JUDGE
Fayette County, Pennsylvania
My Comm. Exp. First Mon. Jan. 2022



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(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/>	4	6301	(A) 1I	of the	18 PA C.S.	1	M 1		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): Corruption of Minors

Acts of the accused associated with this Offense: The actor, Andrew M. Kaweckj, on or about, 2004 - 2007, in the Borough of Fairdance, Fayette Co, being 18 years of age and upwards, corrupted or tended to corrupt the morals of a minor under the age of 18 years, To wit: Kaweckj did have sexual contact with the victim, in violation of 18 Pa. C.S. §6301(a)(1)(i).

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/>				of the					
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/>				of the					
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:



**POLICE CRIMINAL COMPLAINT
AFFIDAVIT CONTINUATION PAGE**

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Defendant Name:	First: ANDREW	Middle: Mark	Last: KAWECKI	

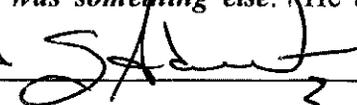
AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Your Affiant is, Special Agent Stephen J. Adametz from the Pennsylvania Office of Attorney General, Bureau of Criminal Investigations, Western Regional Office. S.A. Adametz has approximately twenty two (22) years criminal investigation experience as a Police Officer and currently as an Agent with the Office of Attorney General. Your Affiant has made many felony arrests as a sworn Officer/Special Agent to include thefts, homicides, child and adult sex crimes. This Affiant has attended several trainings classes and is certified in Class A, Electronic Surveillance (No. A-4718). Your Affiant was also the lead agent investigator tasked to investigations within the geographic region of the Diocese of Erie in the Office of Attorney General’s statewide investigation of child sexual abuse within the Roman Catholic Church in Pennsylvania.

This investigation was initiated on May 16, 2019 by the Pennsylvania Office of Attorney General (OAG) based on a referral from Fayette County District Attorney Richard E. Bower pursuant to 71P.S. 732-205(a)(3) of the Commonwealth Attorneys Act. This case was referred by the District Attorney in part to the Attorney General’s extensive data base and expertise in investigations of clergy of various denominations. This incident was reported to the Fayette County District Attorney on May 14, 2019 by the Diocese of Greensburg through the victim’s private attorney and forwarded to the OAG at that time.

On June 2, 2018 at 14:00 hours, your Affiant interviewed the victim at the OAG Western Regional Office. In this meeting the Victim, now an adult, outlined how Father Andrew M. Kawecki (Kawecki) was the priest at St. Cyril and Methodius parish in Fairchance PA, Fayette County where the Victim was an altar server between 2004 through 2007. At the time of abuse, the victim was between the ages of eleven (11) and fourteen (14) years old. He described to your Affiant the church layout and the rectory which sits beside the church to the left on the same campus. The Victim was shown recent photographs of St. Cyril and Methodius Church as well as the rectory building from several different angles. The Victim was able to positively identify the church, rectory and the door in which his parents would drop him off when he arrived to serve mass. He reported to your Affiant that Kawecki would instruct him to be dropped off at the church at least one hour prior to mass and would sometimes be made to stay after. It was in this time period before and after mass that Kawecki would have the Victim assist him in trivial tasks and sexually offend upon him before anyone arrived at the church for mass. In one case Kawecki forced the Victim to stay late after mass and offended upon him in the upstairs bedroom of the rectory building.

The Victim described Kawecki’s grooming of him as slow and gradual that started with simple handshakes. This grew over time to long hugs and rubbing his shoulders before and after services. The Victim explained that as an athlete, he knew the difference when men touched him. The Victim said when his coach touched him it was “*not weird*” but when Kawecki touched him “*it was something else.*” He added that

SA 
(Signature of Affiant)



**POLICE CRIMINAL COMPLAINT
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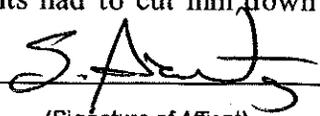
AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Kawecki was a much larger man than he and therefore was an intimidating presence when he told the Victim how to sexually touch him, adding that Kawecki spoke with an accent the victim thought was "funny" or "unusual." The Victim stated that the sexual encounters with Kawecki occurred in the sacristy in St. Cyril and Methodius, most often before and after mass and one encounter of oral sex occurred in the rectory which is beside the church.

The Victim stated that prior to the sexual abuse by Kawecki he did not know anything about the male ejaculation or sexual functionality yet. He explained that his first experience with the sight, taste, smell, temperature and color of the male ejaculation was with Kawecki's in the rectory and sacristy. He went on to explain that this sexual abuse involved Kawecki coaching him through it; explaining that Kawecki told him it was ok for the Victim to touch his genitals as instructed. The Victim told your Affiant that Kawecki would open his pants and expose his penis to the Victim and told him to "*grab it, move your hand back and forth*" in referring to how he wanted the Victim to masturbate him. The Victim reported that this forced masturbation of Kawecki occurred at least ten (10) to fifteen (15) times over the course of the years that he served masses for Kawecki. The Victim told your Affiant that Kawecki often requested the Victim to serve masses that he was conducting and he showed him more attention than the other altar servers. The victim reported that all of the attacks occurred in the sacristy before or after the morning masses and on the Sunday's that the Victim was dropped off early by his parents. The Victim's parents considered it a honor and beneficial for their son to have a role model like a priest involved in their son's life.

The singular incident of oral sex occurred in Kawecki's upstairs bedroom in the rectory after mass on a Sunday near the end of the victim's service as an altar server. He described to your Affiant that it would have been near the conclusion of his service as an altar boy because he became extremely resistant to continue in altar service after this particular assault. The victim was lured into the rectory under the guise of assisting Kawecki with a small job. Once there, Kawecki opened his pants and removed his penis as he had in all of the masturbation incidents. This time however, Kawecki forced the Victim to perform oral sex on him at Kawecki's instructions. The Victim told your Affiant that Kawecki ejaculated in his mouth which made him sick. He reported that the salty taste and act itself gagged him, making him nauseous. After this incident, Kawecki told the Victim not to tell anyone and that only God, the Victim and Kawecki needed to know about it.

The aforementioned assaults occurred over the course of many months, ending only when the Victims family switched parishes. The assaults left a profound, lasting imprint on the Victims life in a very negative manor. These experiences drove him to anger, rage, depression, chemical dependency and eventually several suicide attempts. In one such attempt, the Victim described how his parents had to cut him down from an

SA 
(Signature of Affiant)



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AFFIDAVIT CONTINUATION PAGE**

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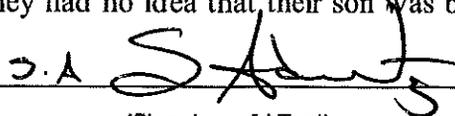
AFFIDAVIT of PROBABLE CAUSE CONTINUATION

attempted hanging. This attempted hanging was later confirmed by both parents when your Affiant interviewed them.

The parents informed your Affiant that they switched parishes for several reasons. One of these reasons was relayed to your Affiant by the Victims mother. She reported that there were several stories in the community regarding Kawecki that concerned her and several of her friends during the mid 2000's. Among the most concerning were questions about Kawecki's sexual behavior. The Victims mother described this behavior as disgusting and Kawecki being a very odd guy. The Victims father recalled some of their reasons for switching parishes to included Kawecki's un-catholic attitude and his rudeness to the parishioners. Neither parent knew that Kawecki has been sexually abusing their son at this time.

An additional interview of one of the Victim's mother's friends further confirmed the parent's story regarding Kawecki's odd behavior in his tenure at St. Cyril's. Your Affiant interviewed this family friend on July 17, 2019 at her residence. She reported that she did not attend St. Cyril parish but the stories of Kawecki's odd sexual behavior was often a topic of conversation among her and her friends. She explained that since Fayette County was a rural setting, such stories of a priest's sexual behavior was well known.

Subsequent interviews with the Victims mother and father were done in June and July of 2019. They confirmed many of the details that were reported by the Victim. Both parents recalled the Victim as a happy go lucky kid, involved in sports that never minded his duties as an altar server under Kawecki's processor at St Cyril's, Father Dave. They reported to your Affiant that the more the Victim served masses under Kawecki, the more problems they saw in their son. They reported that on the occasions when they could not attend mass, the Victim was still scheduled to serve masses being conducted by Kawecki and was often requested by Kawecki to serve his masses. Additionally, they confirmed that Kawecki ordered the Victim to be at morning masses at least one hour early and sometimes he would be forced to stay late. The parents reported that they saw their son's personality drastically change in the time period that Kawecki was the priest at their parish. Some of the behavior they saw in their son was anger and defiance when it was time to go to church as well as in his everyday life. They reported that the Victim would hide from them in closets when church was being talked about or it was his day to serve mass. They reported that the Victim took an unusual amount of showers in a constant effort to cleanse himself. The Victim's mom informed your Affiant that when she would pick him up after serving masses that she would find him on the verge of tears, quiet in a depressed state or full of rage. She reported that she would always ask him what's wrong on the way home from mass but he never opened up to her about what was bothering him. The parents expressed a great deal of guilt and regret for not being able to see what was going on with the Victim and told your Affiant that they had no idea that their son was being



(Signature of Affiant)



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AFFIDAVIT CONTINUATION PAGE**

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AFFIDAVIT of PROBABLE CAUSE CONTINUATION

offended upon between 2004 and 2007 until he revealed to them part of the abuse in 2019. To this day, the Victim has been unable to disclose the full details of his abuse by Kawecki to his parents.

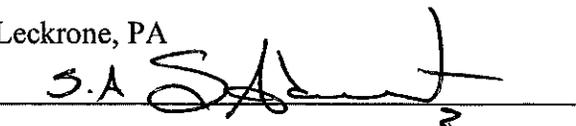
On Friday, September, 13, 2019 you Affiant received records from St. Cyril and Methodius Church. These records consisted of the weekly bulletin published by the church that contains the scheduling of altar servers at the parish. A review of these records show the Victim regularly serving the 11:00 AM mass. In 2004 the Victim served twenty three (23) masses, in 2005 he served twenty two (22) masses, in 2006 he served eighteen (18) masses and in 2007, the year before his family left the parish he served twenty three (23) masses. In total the Victim served eighty six masses over the course of the four years that Kawecki was preaching at the St. Cyril and Methodius parish.

Your Affiant obtained a copy of Kawecki's personnel file from the Diocese of Greensburg on July 12, 2019. A review of his file did not find any documented reports of child sexual abuse, however, it did document a long history of impulse control, honesty problems, deception, and abuse of authority issues. Some of these problems include issues with adult female parishioners, alcohol abuse, depression, accusations of theft and some questionable relationships. These findings were not known to the parish faithful and, as a result, the Victim's parents thought Kawecki was a safe person to have unsupervised contact with their son. Kawecki's Diocesan personnel file lists his assignments as the following:

NAME: Fr. Andrew M. Kawecki
 DATE OF BIRTH: June 22, 1955
 STATUS: Active
 ORDINATION: May 1, 1980

ASSIGNMENTS:

May, 1980 Associate Pastor, Immaculate Conception, Irwin, PA
 May, 1981 Associate Pastor, St. John Baptist, Perryopolis, PA
 August, 1983 Associate Pastor, St. Mary of Czestochowa New Kensington, PA
 June, 1990 Parochial Vicar, St. Sebastian, Belle Vernon, PA
 July, 1990 Chaplain, Catholic Daughters of the Americas, Belle Vernon, PA
 July, 1990 Chaplain, Knights of Columbus, Belle Vernon, PA
 June, 1992 Reverend, St James, Maxwell, PA
 June, 1992 Reverend, St Julian, Isabella, PA
 June, 1995 Pastor, Our Lady of Perpetual Help, Leckrone, PA


 (Signature of Affiant)



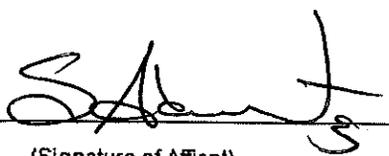
**POLICE CRIMINAL COMPLAINT
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AFFIDAVIT of PROBABLE CAUSE CONTINUATION

June, 2002	Pastor, Church of the Resurrection, Clymer, PA
July, 2004	Pastor, St, Cyril and Methodius, Fairchance, PA
July, 2007	Administrator, St. Hubert, Point Marion, PA
June, 2013	Pastor, St. John the Baptist, Scottdale, PA
June, 2013	Administrator, St. Joseph, Everson PA
May, 2016	Trust Advisor, Conn-Area Catholic School, Connellsville, PA

Based on the above, your Affiants respectfully request an arrest warrant be issued for Andrew M. Kaweckki (DOB, June 6, 1955) residing at 201 Painter St Everson PA 15631, Fayette County for the charges as enumerated within the criminal complaint.

S.A. 
(Signature of Affiant)



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AFFIDAVIT of PROBABLE CAUSE CONTINUATION

I, _____, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

SA [Signature]

(Signature of Affiant)

Sworn to me and subscribed before me this 26 day of August 2020

Date _____, Magisterial District Judge

My commission expires Mon of Jan, 2022

DANIEL C. SHIMSHOCK, 14-3-02
MAGISTERIAL DISTRICT JUDGE
Fayette County, Pennsylvania
My Comm. Exp. First Mon. Jan. 2022



(Signature of Affiant)