

STATE OF MICHIGAN 5thS JUDICIAL DISTRICT 2ND JUDICIAL CIRCUIT	COMPLAINT FELONY	DISTRICT: CIRCUIT: CTN: 96-19900752-01 MSP #: 2019900752
District Court ORI: MI110035J	Circuit Court ORI: MI110015J	AG ORI: MI820025A

THE PEOPLE OF THE STATE OF MICHIGAN v JACOB VELLIAN VIANNY HOME, CARITAS, THELLAKOM P.O. KOTTAYAM KERALA, INDIA 686 016		Victim or complainant: Complaining Witness DET. LT. LISA CRAM
Co-defendant(s)		Date: On or about 01/01/1973-12/31/197
City/Twp./Village Benton Harbor	County in Michigan Berrien	Defendant SID 28
Charge(s) See Below		Defendant DOB 09/16/1934 Maximum Penalty See Below

STATE OF MICHIGAN, COUNTY OF BERRIEN

The complaining witness says that on the date and at 600 Columbus Ave., Benton Harbor, MI, the defendant, contrary to law,

COUNT 1: RAPE – CARNAL KNOWLEDGE

did unlawfully and carnally know and abuse, to-wit: finger in genital opening, JANE DOE, a female under the full age of 16; contrary to MCL 750.520. [750.520]

SORA NOTICE

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

HIV/STD TESTING NOTICE

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

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

COUNT 2: RAPE – CARNAL KNOWLEDGE

did ravish and carnally know, to-wit: finger in genital opening, JANE DOE, a female of the age of 16 or more, by force and against her will; contrary to MCL 750.520. [750.520]

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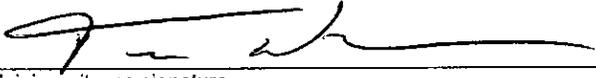
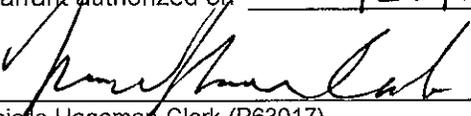
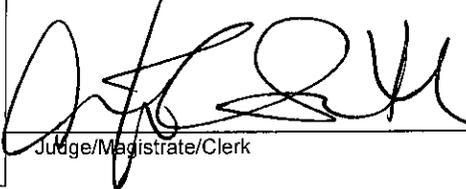
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FELONY: Life or any term of years; mandatory lifetime electronic monitoring; mandatory AIDS/STD testing; DNA to be taken upon arrest. The Court may impose a consecutive sentence under MCL 750.520b(3)

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

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

Warrant authorized on <u>5/23/19</u>	
by: 	Date: _____ Complaining witness signature
Danielle Hagaman-Clark (P63017) Assistant Attorney General Criminal Division Mich. Dept. of Atty. General 525 W. Ottawa St., 7th Floor Lansing, MI 48933	Subscribed and sworn to before me on <u>May 23, 2019</u> Date
<input type="checkbox"/> Security for costs posted	 Judge/Magistrate/Clerk
	<u>252684</u> Bar no.

State of Michigan 5th Judicial District 2nd Judicial Circuit	AFFIDAVIT IN SUPPORT OF COMPLAINT	Case No: District: Circuit:
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THE COMPLAINING WITNESS, ON INFORMATION AND BELIEF, SAYS:

1. I, Affiant Todd Workman, am a Detective Sergeant with the Michigan State Police (MSP). I have 7 years' experience in law enforcement and criminal investigations. My job duties include the investigation of criminal activity as assigned by the department.
2. In the regular course of my duties I, along with several other Department of Attorney General (AG) investigators and MSP troopers, am involved with the AG's investigation into sexual abuse by clergy within the Catholic Church.
3. During the course of this investigation, I identified Jacob Vellian as an alleged perpetrator of sexual abuse.
4. During the years 1973-1974, Jacob Vellian served as a priest in St. John the Evangelist parish, 600 Columbus Avenue in Benton Harbor, MI, and is overseen by the Catholic Diocese of Kalamazoo.
5. I interviewed JANE DOE to discuss allegations she had made accusing Vellian of sexual abuse.
6. In 1973, JANE DOE was a 15-year-old parishioner and served as a volunteer administrative assistant to a St. John priest, in the rectory.
7. About a month after Jane Doe started as a volunteer administrative assistant, Vellian began to compliment her, provided gifts, and would rub her neck and shoulders.
8. Vellian's conduct escalated. On one occasion, Vellian touched Jane Doe's breasts underneath her bra and clothing, explained that he was praying for her, and was "trying to fill [her] soul with the Holy Spirit." Vellian touched Jane Doe's breasts in a similar manner on multiple occasions.
9. Vellian's conduct escalated. On multiple occasions, Vellian fondled Jane Doe's genital area on her bare skin.
10. Vellian's conduct escalated. Vellian digitally penetrated JANE DOE's vagina before her sixteenth birthday. JANE DOE was subsequently digitally penetrated by Vellian multiple times before he left the parish.

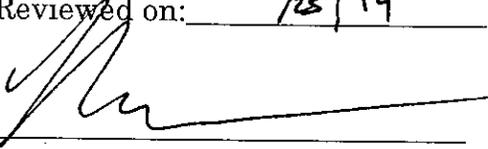
11. Vellian left the parish for another state sometime around 1974 and has not returned to the State of Michigan since he left. He currently resides in India and serves as a priest in the Archeparchy of Kottayam.
12. Because Vellian has not "usually and publicly reside[d] within the state" since in or around 1974, MCL 767.24, this charge is within the applicable statute of limitations.
13. In the summer of 2002, JANE DOE reported Vellian's sexual abuse to the Diocese of Kalamazoo indicating that "a priest from India [who while] staying and working at St. John's, who was a missionary priest" sexually abused her in or around 1973. JANE DOE detailed one instance during which another priest walked into the room.
14. In early 2010, JANE DOE again reported the abuse to a deacon of the church. The deacon referred the matter to the Benton Harbor Police Department. Her statement to the Benton Harbor Police Department is consistent with the statements to Affiant.
15. The Diocese of Kalamazoo conducted its own internal review of this matter and in 2010 found JANE DOE's report to be credible.
16. As a consequence of Vellian's abuse, JANE DOE has demonstrated severe mental anguish in the years subsequent to the abuse.
17. Based on JANE DOE's detailed and credible allegations, I am seeking a warrant charging the following:

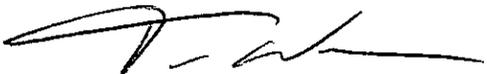
Count 1 – First-Degree Criminal Sexual Conduct

18. On or about 1973 to 1974, Jacob Vellian did unlawfully and carnally know and abuse, to-wit: finger in genital opening, JANE DOE, a female under the full age of 16.

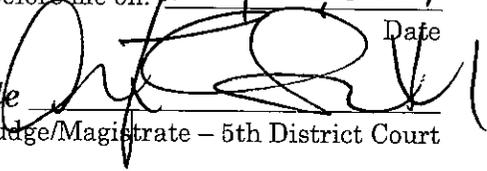
Count 2 – First-Degree Criminal Sexual Conduct

19. On or about 1973 to 1974, Jacob Vellian did ravish and carnally know, to-wit: finger in genital opening, JANE DOE, a female of the age of 16 or more, by force and against her will.

Reviewed on: 5/23/19

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


 D/Sgt. Todd Workman (Affiant)
 MICHIGAN STATE POLICE

Subscribed and Sworn before me on: May 23, 2019
 Date


 Honorable
 Judge/Magistrate – 5th District Court