

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

JOHN DOE, and
JANE DOE, mother of John
plaintiffs

vs

TEMPLE AM DAVID,
STANLEY ROSENFELD (A.K.A.
Stanley Rosenthal), ANN LEE
ADLER, and

and

JOHN/JANE DOES 1-20, and XYZ
CORPORATIONS 1-20
defendants

C.A. No. 06- 2662

COMPLAINT

PARTIES

1. Plaintiff John Doe is a resident of Rhode Island and at the time of the events herein described, a minor.
2. Plaintiff Jane Doe is the mother of John Doe.
3. Defendant, Stanley Rosenfeld, resides in Providence, Rhode Island at 48 Hillside Avenue. He has alternatively been referred to or used the name "Stanley Rosenthal." *See*, Exhibit 1.
4. Defendant, Ann Lee Adler, is the wife of Stanley Rosenfeld, and resides in Providence, Rhode Island.

5. Defendant Temple Am David (hereinafter the Temple) is a Rhode Island corporation and Jewish synagogue doing business at 40 Gardiner Street, Warwick, Rhode Island.
6. Defendants, John/Jane Does 1-20, and XYZ Corporations 1-20 are as yet unidentified individuals and entities that engaged Rosenfeld as a teacher or other person in a position of trust as to children, and failed to appropriately report his misconduct.

JURISDICTION AND VENUE

7. This Court has jurisdiction over this matter pursuant to R.I.G.L. §8-2-14.
8. This Court has proper venue for this matter, based upon the residency of defendant Rosenfeld.

GENERAL ALLEGATIONS

9. At all times relevant to this matter, John Doe was a minor child who, together with his family, was a member of Temple Am David, a Jewish religious congregation in Warwick.

10. In 1998, Temple Am David employed Ann Lee Adler as a religious school instructor.
11. Upon the recommendation of Ann Lee Adler, Temple Am David thereafter hired Stanley Rosenfeld as a Cantor, a Jewish clergyman and religious instructor, from New York.
12. Temple Am David hired Stanley Rosenfeld without any formal interview, screening or review process.
13. Temple Am David performed no background check on Stanley Rosenfeld.
14. Indeed, Temple Am David had no personnel file on Rosenfeld.
15. Temple Am David hired Rosenfeld based solely on Rosenfeld's self-serving representations and those of his wife, their employee.
16. At all times relevant to this action, Stanley Rosenfeld, was employed as a Cantor and religious instructor at Temple Am David, under the control and supervision of Defendant Temple Am David.
17. Defendant Temple Am David knew, or should have known, that Rosenfeld had previously sexually assaulted boys.

18. Defendant Temple Am David knew, or should have known, that Rosenfeld had previously accomplished his molestations by using positions of trust, including positions at other Temples.
19. Rosenfeld has since been asked if he had molested children while teaching in New York, *before* being employed by Temple Am David, and stated, “there have been other incidents.” *See*, Progress Report attached as Exhibit 2.
20. Rosenfeld has since completed the Rhode Island Assessment of Sex Offender Risk Form, a tool utilized in the Intensive Supervision Sex Offender Unit, to determine a perpetrator’s level of risk. Rosenfeld scored in the “high re-offense” category. A copy of this Risk Form is attached as Exhibit 3.
21. Rosenfeld has admitted that he has to “constantly fight his desire for boys.” Exhibit 2.
22. Defendant Temple Am David knew, or should have known, that the institutional prohibition against “evil speech” common among such entities was such that a pedophile could count on the silence of such institutions unless full independent inquiry was made.

23. From the age of 3, plaintiff John Doe attended Temple Am David for religious services.
24. John began his Hebrew education at Temple Am David.
25. During the course of John's education, the Temple became aware of his difficulties with learning.
26. When Plaintiff received instruction and training at Temple, Rosenfeld began a process of grooming him for later molestation.
27. At approximately age 11, John began lessons at the Temple to prepare for his bar mitzvah.
28. When Plaintiff was to receive instruction and training for his upcoming bar mitzvah, Temple Am David referred John to Stanley Rosenfeld as his instructor.
29. Temple Am David knew that in placing its youth (including plaintiff) with Rosenfeld for instruction, it was fostering a relationship of trust.
30. Temple Am David knew or should have known that Rosenfeld would abuse this relationship of trust for his sexual gratification.

31. Using his position as Plaintiff's Cantor, clergyman and instructor, Defendant Stanley Rosenfeld sexually molested Plaintiff.
32. Plaintiff's molestation continued for approximately 6 months and occurred during private, closed door "tutoring" sessions at the Temple.
33. Rosenfeld has been charged, pled guilty, and convicted of two counts of second-degree child molestation upon Plaintiff. *See*, Judgment of Conviction and Commitment, Exhibit 4.
34. In pleading guilty to 2nd degree molestation of the Plaintiff, Rosenfeld was sentenced to 10 years in jail, with a suspended sentence and probationary term of 8 and one half years as to each count.
35. He thereafter was adjudicated a violator of probation, for which he was incarcerated for 18 months. *See*, Exhibit 5 attached hereto.
36. He has acknowledged other victims within this state as well as victims in different states, demonstrating his clear propensity to commit these crimes against minors. Exhibit 2.

37. He is one of only 22 “high risk offenders” in Rhode Island listed on the Rhode Island Parole Board’s website Rhode Island. *See*, Exhibit #5 attached hereto.
38. Defendant Temple Am David had a duty to protect Plaintiff from Stanley Rosenfeld’s sexual advances and inappropriate conduct, but failed to do so.
39. Defendant Ann Lee Adler, as an employee of Temple Am David, had a duty to disclose her husband’s proclivities and propensities to her employer, but failed to do so.
40. The John/Jane Doe and XYZ defendants had a duty to report Rosenfeld’s misconduct to law enforcement authorities and to the authorities pursuant to which he held could obtain future opportunities for his teaching activities.
41. The John/Jane Doe and XYZ defendants knew that failing to report Rosenfeld or making misrepresentations regarding his conduct would present substantial, foreseeable risk of physical injury to those with whom Rosenfeld would come in contact via prospective employers or third persons.

42. The John/Jane Doe and XYZ defendants owed a duty to plaintiffs to fully report, and not to misrepresent to others with whom Rosenfeld sought teaching opportunities the character and propensities of Rosenfeld, and the fact that he committed various acts of misconduct and sexual misconduct while in their employ.

**COUNT I
INFLECTION OF EMOTIONAL DISTRESS AGAINST
STANLEY ROSENFELD**

43. Plaintiff repeats and re-alleges each and every allegation contained in the above paragraphs of the complaint, as if fully set forth herein.

44. The willful, wanton, malicious, reckless and extreme negligence of Stanley Rosenfeld as previously described was inflicted to cause or with the knowledge of the resultant mental distress and injury to Plaintiff.

45. As a direct result of said conduct, Plaintiff has suffered the injuries and damages described herein, including severe mental and emotional distress.

COUNT II
NEGLIGENCE AGAINST
ANN LEE ADLER

46. Plaintiff repeats and re-alleges each and every allegation contained in the above paragraphs of the complaint, as if fully set forth herein.
47. Defendant Ann Lee Adler knew or should have known of Rosenfeld's proclivities/propensities towards sexual abuse of minor children.
48. Defendant Ann Lee Adler had a duty to disclose Rosenfeld's sexual propensities.
49. Defendant Ann Lee Adler breached this duty when she failed to disclose these propensities to either authorities or her employer, Defendant Temple Am David, or otherwise act to protect plaintiff after assisting Rosenfeld in gaining his position.
50. As a direct result of this breach, Plaintiff has suffered physical and emotional injuries.

COUNT III
INTENTIONAL MISCONDUCT AGAINST
TEMPLE AM DAVID

51. Plaintiff repeats and re-alleges each and every allegation contained in the above paragraphs of the complaint, as if fully set forth herein.
52. Defendant Temple Am David owed a duty of care to all persons, including plaintiff, who were likely to come within the influence of Stanley Rosenfeld in his role as a Cantor and employee of the Temple and to insure Stanley Rosenfeld did not abuse his authority, to injure others by sexual assault and abuse.
53. Defendant Temple Am David intentionally breached it's duty of care, and willfully, intentionally and recklessly disregarded the rights and safety of Plaintiff, by intentionally failing to screen and interview Stanley Rosenfeld and by failing to warn or otherwise protect the Plaintiff from Stanley Rosenfeld, who was acting under their supervision, and whom they knew or should have known was likely to sexually assault and abuse people such as Plaintiff in the manner described herein, and by

failing to insure that Stanley Rosenfeld would not have unsupervised access to people such as Plaintiff.

54. As a direct and proximate result, Plaintiff has suffered and will continue to suffer the injuries described above.

**COUNT IV
PROFESSIONAL NEGLIGENCE AGAINST
STANLEY ROSENFELD**

55. Plaintiff repeats and re-alleges each and every allegation contained in the above paragraphs of the complaint as if fully set forth herein.

56. The acts of Stanley Rosenfeld described above were undertaken during the course and scope of his employment with Temple Am David as a Cantor and religious instructor.

57. At all times material hereto, Stanley Rosenfeld presented an unreasonable danger to Plaintiff and other minors due to Stanley Rosenfeld's perverse sexual propensities.

58. Stanley Rosenfeld, as a Cantor and religious instructor, owed Plaintiff a duty to use reasonable care and to conform to a high standard of conduct.

59. Stanley Rosenfeld's failure to fully disclose the nature of the threat that he presented, and his failure to appropriately control his sexual interest in plaintiff, and his use of his professional relationship to effect repeated and unlawful physical contact with the Plaintiff breached this duty of care.
60. Stanley Rosenfeld negligently failed to seek assistance to prevent him from having engaged in aforementioned unlawful physical contact.
61. But for Stanley Rosenfeld's failure to control his sexual propensities of pedophilia, Plaintiff would not have been sexually abused repeatedly.
62. As a direct result of said negligent conduct, Plaintiff has suffered the injuries and damages described herein.

COUNT V
RESPONDEAT SUPERIOR AGAINST
TEMPLE AM DAVID

63. Plaintiff repeats and re-alleges each and every allegation contained in the above paragraphs of the complaint, as if fully set forth herein.

64. Defendant Temple Am David had the responsibility to supervise and control Cantors serving within the Temple.
65. In fulfilling this responsibility, Temple Am David relied upon its employees and agents and servants, in particular, on Ann Lee Adler, and Stanley Rosenfeld.
66. In fulfilling their duties and responsibilities, Temple Am David officials, including Stanley Rosenfeld's wife, Ann Lee Adler, were acting within the course and scope of their employment in the hiring and supervision of Defendant Stanley Rosenfeld.
67. As a Jewish Cantor, Defendant Stanley Rosenfeld was acting as the agent, servant and/or employee of Defendant Temple Am David, during and within the course and scope of his agency and employment, and thereby gained access to Plaintiff and used the powers and influence of his positions and status as actual and apparent agent of Defendant Temple Am David to sexually abuse Plaintiff.
68. As a direct result of said conduct, Plaintiff has suffered the injuries and damages described herein.

COUNT VI
MISREPRESENTATION

69. Plaintiff repeats and re-alleges each and every allegation contained in the above paragraphs of the complaint, as if fully set forth herein.
70. Stanley Rosenfeld misrepresented that his actions were right, normal and would inflict no harm on Plaintiff, and as such, there existed no reason or purpose for Plaintiff to reveal such actions to others.
71. Temple Am David misrepresented that engaging Stanley Rosenfeld to assist in plaintiff's training would be beneficial, and that Rosenfeld was an appropriate person to provide such training.
72. Due to these misrepresentations, Plaintiff was prevented from realizing the wrongfulness of Stanley Rosenfeld's actions and Plaintiff's resultant injuries.
73. At all times material hereto, this misrepresentations were intentional, willful, wanton, malicious and/or in reckless and utter disregard for the rights and safety of Plaintiff.

74. As a direct result of said conduct, Plaintiff has suffered the injuries and damages described herein.

COUNT VII
NEGLIGENCE IN HIRING, SUPERVISION AND RETENTION
OF STANLEY ROSENFELD STANLEY ROSENFELD AGAINST
TEMPLE AM DAVID

75. Plaintiff repeats and re-alleges each and every allegation contained in the above paragraphs of the complaint, as if fully set forth herein.

76. Defendant Temple Am David, their agents, servants and/or employees had actual or constructive knowledge, that Rosenfeld presented a threat of injury to minors, and in particular to plaintiff.

77. Temple Am David had a duty to exercise reasonable care in the hiring and assigning of Cantors, including the screening, selection, training, supervision, retention, appointment and/or employing of Stanley Rosenfeld. Defendant Temple Am David failed to adopt and establish reasonable or adequate policies, guidelines or other means whereby they would learn to recognize a Cantor's propensity for deviant sexual behavior;

failed to adequately screen and/or investigate Stanley Rosenfeld regarding his candidacy for Cantor; failed to adequately investigate his prior activities and behavior with regard to minors; and failed to adequately monitor and/or investigate Stanley Rosenfeld's conduct as a Cantor.

78. Defendant Temple Am David had an ongoing duty to keep and retain Stanley Rosenfeld under supervision that provided assurance that he was fit to perform his employment and assigned responsibilities and did not present a risk to the health, safety and welfare of those individuals, including, Plaintiff, who would reasonably be expected to come into contact with Stanley Rosenfeld as a result of his employment and to retain him only as long as he was fit and competent.
79. Defendant Temple Am David breached their duty of care in that they failed to take any action to ensure that Stanley Rosenfeld did not harm Plaintiff. Defendant Temple Am David negligently screened, selected, trained, retained, employed, assigned and/or appointed Stanley Rosenfeld to the position of trust and authority as a Cantor, in direct contact with youth, and

further negligently failed to ensure reasonable supervision of Stanley Rosenfeld, or warn plaintiff, or those responsible for his care so they could in turn protect him.

80. At all times material hereto, Defendant Temple Am David's actions were willful, wanton, and reckless in their disregard for the rights and safety of Plaintiff.

81. As a direct result of said negligent conduct, Plaintiff has suffered the injuries and damages described herein.

**COUNT VIII
NEGLIGENCE FOR PREMISES LIABILITY AGAINST
TEMPLE AM DAVID**

82. Plaintiff repeats and re-alleges each and every allegation contained in the above paragraphs of the complaint, as if fully set forth herein.

83. Upon information and belief, at all times material hereto Defendant Temple Am David owned and/or operated and/or maintained the premises of the Temple.

84. At all times material hereto, Stanley Rosenfeld was permitted on the premises of Temple Am David, by and with the knowledge of Temple Am David officials.

85. At all times material hereto and more specifically at the time of the sexual abuse of Plaintiff, Defendant Stanley Rosenfeld was retained, assigned and/or appointed to his position at said premises of Temple Am David by officials and authorities at the Temple Am David.
86. Defendant Temple Am David in the exercise of reasonable care, knew or should have known that Defendant Stanley Rosenfeld represented an unreasonable risk to Plaintiff on the premises of Temple Am David.
87. Defendant Temple Am David failed to warn Plaintiff of said risk.
88. Defendant Temple Am David failed to make said premises safe from Stanley Rosenfeld's sexual predations and conduct perpetrated against Plaintiff.
89. But for Defendant Temple Am David's failure to warn Plaintiff, and its failure to make the premises of the Temple safe from Stanley Rosenfeld's sexual propensities, predations and conduct, Plaintiff would not have been sexually abused.

90. As a direct result of said negligent conduct, Plaintiff has suffered the injuries and damages described herein.

**COUNT IX
PROFESSIONAL NEGLIGENCE
AGAINST THE JOHN/JANE DOE
AND XYZ DEFENDANTS**

91. Plaintiffs repeat and re-allege each and every allegation contained in the above paragraphs of the complaint, as if fully set forth herein.

92. The John/Jane Doe and XYZ defendants had a duty to use reasonable care in connection with their professional obligations as administrators and supervisors.

93. These defendants had a special duty of care to plaintiff, a student.

94. It was reasonably foreseeable that if these defendants breached their duty to use reasonable care, plaintiff would be harmed.

95. These defendants breached their duties.

96. These defendants were negligent in the performance of their professional duties as administrators and supervisors in one or more of the following:

a. Failure to disclose fully to Rosenfeld's supervisors and to plaintiff complaints regarding Rosenfeld's inappropriate and unprofessional contact with children, or take reasonable steps to require that persons under their control and supervision did so.

b. Failure to disclose fully to Rosenfeld's supervisors and to plaintiff as to those incidents, or take reasonable steps to require that persons under their control and supervision did so.

c. Failure to warn appropriate supervisory personnel at the schools where Rosenfeld subsequently sought and obtained employment of the fact that complaints were made to their employees that he was engaged in inappropriate and unprofessional contact with a child, or take reasonable steps to require that persons under their control and supervision did so.

d. Failure to fully and completely report complaints received about Rosenfeld to authorities and law enforcement

agencies or take reasonable steps to require that persons under its control and supervision did so.

e. Failure to fully and completely investigate the complaints or take reasonable steps to require that persons under their control and supervision did so

97. As a proximate result of the negligence of defendants as set forth hereinabove, Rosenfeld was permitted to obtain a position and continue as a teacher and allowed to continue to physically assault and sexually molest plaintiff Jane Doe.

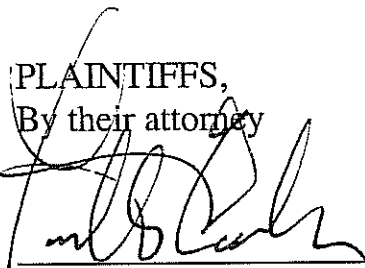
98. Defendants' negligence in the performance of their professional duties as teachers, administrators and educators, caused plaintiff to suffer permanent emotional and psychological injury and cause him other great damage.

**COUNT X
TORTIOUS INTERFERENCE WITH PARENTAL
AND FILIAL COSORTIUM**

99. Plaintiffs repeat and re-allege each and every allegation contained in the above paragraphs of the complaint, as if fully set forth herein.

100. As a result of continuing tortious conduct by the Defendants, they have tortiously interfered with the parent/child and family relationship and tortiously disrupted and interfered with the guidance and discipline of the then minor Plaintiff and otherwise disrupted his family life and his relationship with family members.

WHEREFORE, Plaintiffs seek compensatory and punitive damages against Stanley Rosenfeld, Ann Lee Adler, Temple Am David, attorney's fees and costs.

PLAINTIFFS,
By their attorney


Timothy J. Conlon (2523)
The Turks Head Building
76 Westminster Street
Suite 1310
Providence, RI 02903
401.272.6700
tjcesq@earthlink.net

PLAINTIFFS DEMAND TRIAL
BY JURY

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PROVIDENCE, SC

SUPERIOR COURT

STATE OF RHODE ISLAND

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K2/2001-0122A

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STANLEY ROSENTHAL

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HEARD BEFORE THE HONORABLE MR. JUSTICE INDEGLIA

FEBRUARY 22, 2005

APPEARANCES:

GINA LOPES, ASSISTANT ATTORNEY GENERAL

FOR THE STATE

MITCHELL RIFKIN, ESQ.

FOR THE DEFENDANT

C E R T I F I C A T I O N

I, Leona Charpentier, do certify that the foregoing pages, page 1 through 2, inclusive, is a true and accurate transcription of my stenographic notes.

Leona Charpentier

Leona Charpentier

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FEBRUARY 22, 2005

1 THE CLERK: Please state your name.

2 THE DEFENDANT: Stanley Rosenthal.

3 THE CLERK: What is your date of birth?

4 THE DEFENDANT: October 28, 1933.

5 THE CLERK: What is your address?

6 THE DEFENDANT: 48 Hillside Avenue, Providence.

7 THE CLERK: This Defendant is before this Court on
8 K2/2001-0122A for a probation review and a violation
9 hearing. Will counsel please identify themselves for
10 the record.
11

12 MR. RIFKIN: Mitchell S. Rifkin on behalf of the
13 Defendant Stanley Rosenthal.

14 MS. LOPES: Gina Lopes for the State.

15 THE COURT: Did you want to say anything, Ms.
16 Lopes?

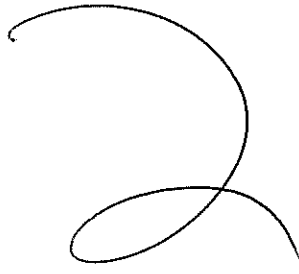
17 MS. LOPES: As we conferenced at the bench, we had
18 filed a 32-F notice, not a warrant, due to some
19 questions that probation had with an order. Quite
20 frankly, that order was imposed in this case. Mr.
21 Rifkin brought it to my attention in which Judge McGuirl
22 amended that order. It seems that the activity that
23 took place is in compliance of Judge McGuirl's and Mr.
24 Flogress as well and based upon on that the State will
25 withdraw the 32-F at this time.

1 MR. RIFKIN: Nothing, your Honor. I'm aware that
2 the order which is memorialized in the transcript of
3 February 11th, 2002 is in fact an order signed in the
4 Court record.

5 MS. LOPES: The only thing to add to that is I have
6 given a copy of that Court order to probation. He is
7 going to make sure probation has a copy of that in their
8 file.

9 (HEARING ADJOURNED)

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DATE DUE: 11/20/01
DATE TYPED: 11/14/01

ORDERING JUDGE: McGuirl
Case #: K2/01-122A

Name: ROSENFELD, STANLEY
D.O.B.: 10/15/33
Address: 31 Burlington Street
Basement Apt.
Providence, RI 02909

Sharon Turner
Probation Officer
Adult Probation
Sex Offender Unit
Bernadette Building
Cranston, RI 02920
Telephone: 462 - 5343

COURT HISTORY

<u>DATE</u>	<u>IND. # & OFFENSE</u>	<u>COURT</u>	<u>JUDGE</u>	<u>DISPOSITION</u>
5/21/01	K2-01-122A Cts. 1 & 2 - 2 nd Degree Child Molestation	KSC	Gale	Nolo: 10 yrs. ss/prob. each ct. S.O. Counseling, No One on One contact with children
	Cts. 3 & 4 - 2 nd Degree Child Molestation			Cts. 3 & 4 - 48A

Progress Report

On 10/18/01, subject appeared before this Court on a Motion to Leave Jurisdiction requesting permission to transfer his probation supervision to Israel. The motion was continued for today's date with a request from the Court that Probation explore this possibility through the Department of Justice, Office of International Affairs. In addition, subject's attorney forwarded a letter to Dr. Marilyn Safir, Associate Professor of the Dept. of Psychology of the University of Haifa, Israel, directing her to contact this Probation Officer.

On 10/26/01, Probation contacted Lisa Kahn, attorney at the Dept. of Justice International Affairs, Criminal Division in Washington, DC. Ms. Kahn explained that the Counsel of Europe Convention does not cover cases of this sort and would only apply to inter-country transfers if a citizen jailed in a foreign country were requesting transfer to jail in their home country. Since subject is not an Israeli citizen and is not incarcerated, the Convention cannot be utilized to affect a transfer. In addition, Ms. Kahn stated that there is no mechanism in place for transfer of non-Israeli Nationals on probation. Probation also contacted Cobey Oztovi, Inmate Consulate at the Israeli Consulate in New York. He indicated that since subject is not an Israeli citizen, they would not approve transfer to

their Country. In regard to Dr. Marilyn Safir, Probation has not been contacted to discuss this case.

Although Probation has followed through with the gathering of the above information at the Court's request, Probation is adamantly opposed to subject transferring out of the Country. Over the course of supervising this case, Probation has been alarmed with many comments made by subject and considers him to be an extremely high-risk offender. Probation completed the RI Assessment of Sex Offender Risk Form, a tool utilized in the Intensive Supervision Sex Offender Unit to determine level of risk. Subject scored in the "high re-offense risk" category (see attached). The following is a brief summary of comments made by this offender during office visits:

7/18/01 – When asked if he had molested both male and female children, subject responded that his "preferred prey" is adolescent boys.

8/01/01 - Subject stated that he had stopped at a baseball field that morning to see if his grandson was at the field. P.O. informed subject that this is considered high-risk behavior and that he refrain from going to areas where children congregate. In that meeting, subject admitted to constantly having to "fight his desire for boys." He further stated that he often looks at children when driving and has "considered what it would be like to pursue the child," but that he has never acted on this desire.

9/11/01 – Subject reported that on 8/31/01, he moved from 154 Fifth Street, Providence to 31 Burlington Avenue, Providence. This address is a basement apartment located at a friend's home. He stated that he intended to stay at this address until given permission to transfer to Israel. Probation directed subject to contact Providence Police Department with this information immediately. During this visit, subject informed P.O. that he attended Synagogue daily and admitted that there were many children present during the Saturday services. He indicated that although he had no interaction with any of the children, he "noticed several children staring at him." He referenced several children who were previous students of his while employed at Temple Am David. He further stated that he had returned to the Alperin Schechter School in Providence in the summer to return school materials and that two children were staring at him. In addition, he stated that he returned to this school on another occasion in July, spotted a prior student and greeted him. Subject also stated that he had seen a previous student at a local deli and was surprised that the child was "not friendly" towards him. Due to these incidents, Probation contacted subject's Temple Ohawe-Shalom to make sure the Rabbi was aware of subject's past. The Rabbi informed P.O. that he was concerned and would request subject not attend Saturday services. Probation also contacted the Alperin Schechter School principal regarding subject's admission of being on school grounds and contacted Temple Am David to ensure subject had not returned to the school.

On 9/13/01, Probation contacted Dr. Wincze, subject's therapist with the above concerns. Dr. Wincze stated that he was unaware that subject was currently acting inappropriately (e.g. stopping at baseball field) and would address these issues in counseling. Probation

forwarded a copy of the police report to Dr. Wincze as he had never read this report regarding the charges.

10/24/01 – Subject stated, “given the right circumstances, he might re-offend.” Subject also admitted to having fantasies about children.

11/1/01 – When discussing his attraction to children, he stated that he had “plenty of opportunities to molest children while employed a teacher” and if he met a child that he liked he would be-friend the child. When asked if he had molested children while teaching in New York, subject stated “there have been other incidents, but I was never charged.” When asked about whether he had molested children during a brief employment as a teacher while visiting Israel, subject state that he had “no opportunity” at the time. He further stated that if he wanted a child “badly enough” he would “make the opportunity” by inviting that child to a soccer game, movie, etc. Subject then asked Probation what he should do if a child “came onto him.” Subject further stated that although he has had homosexual contact with adult men, he does not find them as desirous as children because “power and control over children excites him.” Subject also stated that prior to this charge, he had sought counseling on two occasions (in New York and Rhode Island) regarding his pedophilia. He stated that he saw Dr. Wincze in 1992, but stopped because of financial difficulties. Subject admitted that between 1992 and 2000, when charged with this crime, that he had “acted out several times” but did not seek out further counseling.

Probation has serious concerns about the type of counseling subject is involved in. On several occasions, Dr. Wincze has written letters to Probation on subject’s behalf regarding travel requests, which were denied by Probation. In addition, Dr. Wincze has written a letter to the Court and Probation regarding subject’s request to transfer to Israel. Probation continues to have serious concerns about public safety. Even though Probation has informed Dr. Wincze of subject’s “high risk” behaviors and comments, Dr. Wincze has concluded that subject should pose “no danger to any community he is living in.”

According to the National Association for the Treatment of Sexual Abusers (ATSA), research indicates group counseling is the preferred intervention for sexual offenders (see attached). Based on this most current research and the high-risk nature of this offender, Probation requests that subject be ordered to attend “group counseling” through a certified sex offender counseling agency. Probation frequently utilizes the Counseling and Psychotherapy Center and feels this would be an appropriate referral at this time.

On 11/13/01, Probation received a telephone call from Cantor Pearlman of the Temple Am David School. He indicated that the family of one of their students had contacted them regarding this offender. The Cantor stated that this student had allegedly been molested by this offender, but did not come forward at the time of the initial investigation of this case. The family informed Pearlman that as a result of the alleged molestation, this child has been institutionalized on two occasions for mental health problems. Probation has contacted the Warwick Police Department and the Attorney General regarding these new allegations.

As a follow up with the local police departments regarding this new allegation, Probation contacted Sgt. Britto of the Providence Police Dept. On 9/14/01, Sgt. Britto informed Probation that he had no record of subject updating them with his new address as directed by probation.

Due to the serious concerns regarding public safety as expressed in this report, Probation respectfully requests the following:

- Subject's motion to travel to Israel be denied, pending the outcome of this new allegation
- Subject be ordered to transfer to group counseling as recommended by the ATSA. Probation strongly recommends that subject enroll immediately in group counseling sessions through the Counseling and Psychotherapy Center.
- Subject be presented as a violator under R.I.G.L. 11-37. 1-3 for failure to notify the police department within 10 days of his change in residence as directed by Probation on 9/11/01.

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NAME: LAST Rosenfeld FIRS. Stanley MIDDLE DOB: 10-15-33 AGE: 67 OFFENSE: 2nd Degree ch. molesto

RE-OFFENSE RISK

- 1. Prior Sex Offense Convictions
none=0 One=10 two or more=20 10
- 2. Prior Adult Convictions (do not count items on #1)
none=0 one=1 two or three =3 four to six =5
seven or more =10 0
- 3. VOP's and Other Court Order Violations
during Past Five Years
none=0 one =2 two or more=5 0
- 4. Force Used During Current Offense
hands-off offense=0 hands-on offense =5
force greater than necessary to gain compliance or
clear threats of physical harm to victim or others=8
use of potentially deadly weapon=10 5
- 5. Relationship to Victims
living with at time of offense=0
nonresidential relative/acquaintance =5 stranger =10 5
- 6. Male Victim and/or History of Exhibitionism
none=0 yes=10 10
- 7. Deviant Sexual Fixation (for hands-off see instructions)
single victim and history of consenting, age appropriate
sexual relationships=0
two to four victims and history of consenting, age
appropriate sexual relationships=5
five or more victims and/or little or no history of
consenting, age appropriate sexual relationship=10 10
- 8. Alcohol Abuse During Past Five Years
no problem=0 some legal or social problems=3
serious life disruption=5 0
- 9. Drug Abuse during Past Five Years
no problem=0 some legal or social problems=3
serious life disruption=5 0
- 10. Address Changes During Past Year
none=0 one=2 two or more=5 5
- 11. Time Employed or in School During Past Year
50% or more=0 40%-59%=2 under 40%=5 2
- 12. Re-offense During or After Treatment, or
Terminated Unsuccessfully from Treatment
none=0 yes=20 0
- 13. Amenability to Outpatient Treatment
full or partial admission and willing to participate in
treatment=0 denies offense or unwilling to participate
in treatment =10 10

TOTAL 57

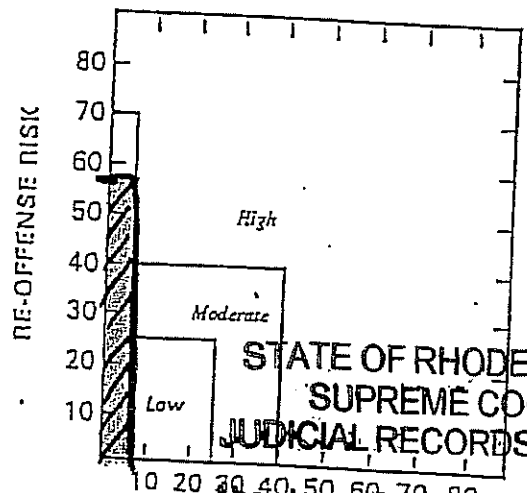
VIOLENCE RISK

- 1. Prior Convictions for Crimes Involving Violence
None=0 one=5 two=10 three=15 four or more=20 0
- 2. Prior Conviction for a crime involving a
potentially deadly weapon
None=0 yes=15 0
- 3. Force Used During Current Offense
Hands-off offense=0 hands-on offense=5
Force greater than necessary to gain compliance or clear
Threats of physical harm to victim or others=15
Use of potentially deadly weapon=30 5
- 4. Sexual Intrusiveness of Current Offense
Hands-off=0 fondling=3 digital penetration, fellatio, or
Cunnilingus=5 actual or attempted penile penetration of
vagina or anus=10 bizarre or ritualistic behavior=20 3
- 5. Physical Harm to Current Victim
no medical treatment required=0
injury not requiring formal medical attention=10
treated for injury and released=20
Hospitalized=30 0
- 6. Victim Under Age 5, Over Age 55, or Mentally
or Physically disadvantaged
yes=10 No=0 0

TOTAL 8

* High Risk - re-offer

RISK SCORE



STATE OF RHODE ISLAND
SUPREME COURT
JUDICIAL RECORDS CENTER

I hereby certify that this document
is an exact photographic reproduction
of the original document on file in the
RI Supreme Court Records Center

K. Fiedler 5-15-2006
Signature Date

Sharon Turner
Probation Counselor Date

4

Kent Superior Court

State of Rhode Island vs Stanley S. Rosenfeld

Case No: K2-2001-0122A

JUDGMENT OF CONVICTION AND COMMITMENT

On the date(s) below came the attorney for the State and the defendant, who appeared in person and by counsel, before the justice of the Superior Court named below.

Prosecutor: Stephen J Ryan

Defense Attorney(s): Mitchell S. Riffkin

IT IS ADJUDGED that the defendant, having entered a plea or having been found guilty as charged of the offense(s):

Count 1: 2nd Degree Child Molestation, Defendant Is A Violator Of A Previously Imposed Sentence, Sentenced By Judge McGuirl, 13-Sep-2002

Violation Of Susp Sent suspension of sentence removed

Full Sentence 120 Months

Term To Serve 18 Months retroactive to 07/15/02

Suspended 102 Months

Probation 102 Months

Count 2: 2nd Degree Child Molestation, Defendant Is A Violator Of A Previously Imposed Sentence, Sentenced By Judge McGuirl, 13-Sep-2002

Violation Of Susp Sent suspension of sentence removed

Full Sentence 120 Months

Term To Serve 18 Months retroactive to 07/15/12

Suspended 102 Months

Probation 102 Months

and the Court, having asked the defendant whether he/she has anything to say why judgment should not be pronounced, and no sufficient cause to the contrary being shown or appearing to the Court,

IT IS ADJUDGED that the defendant is guilty as charged and convicted.

IT IS ADJUDGED that the defendant is hereby committed to the custody of the warden of the Adult Correctional Institutions for the period stated above.

S

IF CONVICTED AFTER TRIAL, the defendant has been advised of his/her right to appeal within twenty (20) days to the Supreme Court and of his/her right, if unable to pay the cost of an appeal, to apply for leave to be represented on appeal by the public defender or to appeal in forma pauperis.

IT IS ORDERED that the Clerk deliver a certified copy of this judgment to the proper authority of the Adult Correctional Institutions and that the copy serve as the commitment of the defendant.

TRUE COPY ATTEST

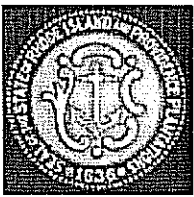
[Signature]
Clerk

[Signature]
Justice, Superior Court

9-23-02
Date

Administrative Seal Area

5



Parole Board

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Level III Offenders

Sex Offender Community Notification Information

Pursuant to Rhode Island General Laws 11-37, the individuals who appears below have been designated a Level III Sex Offender by the Sex Offender Board of Review and/or the Superior Court. The Board and/or the Court have determined that this individual is at a high risk to re-offend and that the degree of dangerousness posed to the public is such that a public safety interest is served by the providing information below to the public availability of notification information.

- * Barry, John - Burrillville
- * Beaulieu, Michael - Providence
- * Brien, Russell - Woonsocket
- * Burdick, Wayne - Central Falls
- * Cook, William - North Kingstown
- * Daignault, Ranault - Woonsocket
- * Degre, Domenic - Providence
- * Drayton, Gregory - No Permanent Address (Active Warrant)
- * Gagnon, Dwayne - Warwick
- * Goff, Robert - Providence
- * Hernandez, Pedro - Providence
- * Macon, Daniel - Pawtucket
- * Nadeau, Leo - Central Falls
- * Perfetto, Anthony - Johnston
- * Richardson, Aaron - Westerly
- * Rodriquez, Miguel - Pawtucket
- * Rosenfeld, Stanley - Providence
- * Shanks, Clifton - Newport
- * Tokarski, Jason - Woonsocket
- * Thweatt, Christopher - No Permanent Address
- * Williams, Jason - No Permanent Address
- * Wyche, John - Providence

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Varley Building, 40 Howard Avenue, Cranston, RI 02920

Parole Board: Phone 401-462-0900 · Fax 401-462-0915

Sex Offender Community Notification Unit: Phone 401-462-0905 · Fax 401-462-0916





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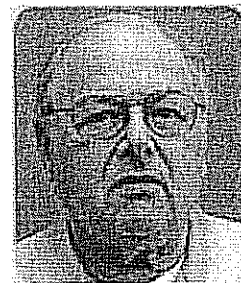
Links

Level III Offenders

Pursuant to Rhode Island General Laws 11-37, the individual who appears below has been designated a Level III Sex Offender by the Sex Offender Board of Review and/or the Superior Court. The Board and/or the Court have determined that this individual is at a high risk to re-offend and that the degree of dangerousness posed to the public is such that a public safety interest is served by the providing information below to the public availability of notification information.

THIS INDIVIDUAL IS NOT WANTED BY POLICE

- **Name:** STANLEY ROSENFELD
- **Date of Birth:** 10/15/1933
- **Approximate Address:**
North Main Street Area of East Side
- **Sex:** Male
- **Race:** White
- **Height:** 5'9
- **Weight:** 240 lbs
- **Eye Color:** Hazel Eyes
- **Hair Color:** Gray Hair
- **Offenses Committed:** Second Degree Child Molestation
- **Probation:** Subject is under probation supervision until May 20, 2011



The Providence Police Department is available to help you by providing you with useful information on personal safety. The Providence Police Department may be reached at (401) 272-3121. If you have information regarding current criminal activity of these or any other offender, please call 911.

Report authored by the Sex Offender Community Notification Unit
Varley Building, 40 Howard Avenue, Cranston, RI 02920
Telephone: 401-462-0905

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