

CHANGING THE WORLD  
ONE GIRL AT A TIME



ADMISSION PREVIEW:  
Sunday, Dec. 7  
1:00 – 4:00 pm

DAY: PRE-K-12  
BOARDING: 8-12

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# PRESTON HOLLOW PEOPLE

## Jury Deliberations, Day 3

Here we go again. Yesterday was pretty eventful in the comments section, and we didn't even have a verdict. My plan is to make it the courthouse by 9 so I can see if Stephen Swann and John Eagle show up as their subpoenas required.

The jury is scheduled to arrive at 9:30.

Updates after the jump as soon as available.

**UPDATE 9:05 a.m.**

Swann and Eagle are nowhere to be found. But I did find a motion filed by ESD to quash the subpoenas of Swann and former CFO Chris Burrow. Yesterday, the two subpoenas I saw with my own eyes were for Swann and Eagle. (Props to commenter CarolinaBorn for first mentioning Burrow's subpoena.) ESD argues that the subpoenas, which are purported to be for the [bifurcated portion of the trial](#), are premature since the jury is still deliberating on liability.

**9:25 a.m.**

Just spotted Swann with ESD lead counsel Chrysta Castaneda. Plaintiffs' attorney Brent Walker is trying to get a hearing with Judge D'Metria Benson on ESD's motion to quash the subpoenas.

**10:20 a.m.**

Swann and Eagle, escorted separately by police officers, just entered the judge's chambers.

**10:21 a.m.**

Eagle exits, then re-enters 5 minutes later.

UPDATE 3:47 p.m.

Ladies and gentlemen, we have a verdict. I just don't know what it is yet. Waiting to be let in the courtroom for the announcement.

I'll post the verdict and as many details of the charges as I can scribble down in a new post.

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By [Claire St. Amant](#) Sep. 20, 2011 | 8:12 am | [84 Comments](#) | [Comments RSS](#)

84 comments to "Jury Deliberations, Day 3"

**stupid much??** @ September 20, 2011 at [9:35 am](#)

My guess is that Benson is yanking the chain because she can...

**interested observer** @ September 20, 2011 at [9:54 am](#)

People assume the jury is deliberating on damages. However, it is quite possible that there are two holdouts on that jury who refuse to go along with the other four, or the jury is deadlocked 3-3, on the issue of liability. The foreman wants more time to persuade the others to go her way. That means the foreman thinks there is liability. They are being careful. They are following the instructions. The jurors are doing their job.

**Skeptical** @ September 20, 2011 at [9:57 am](#)

The quash doc is online now. My favorite part is on page 3, where it mentions “Burrow’s rouge call”. That dastardly rouge! Is eye kohl next?

**Curious** @ September 20, 2011 at [10:42 am](#)

@Skeptical,

What are you referring to with your post regarding “... quash doc is online now.” Is there another website regarding this trial?

Thanks.

**Nancy** @ September 20, 2011 at [10:48 am](#)

Funny how carolinaborn@ seems to always know exactly what the plaintiff’s are up to.

**Skeptical** @ September 20, 2011 at [10:55 am](#)

Search backwards to late July, or google Preston Hollow People ESD trial day 2, the link and case number is in the middle of the comments section.

**Uppercase Matt** @ September 20, 2011 at [10:59 am](#)

@Curious — the Dallas County Courts documents website is <http://courtecom.dallascounty.org/pav/>

This case (for the search box) is CC1003251A

**CarolinaBorn** @ September 20, 2011 at [11:05 am](#)

I can’t take props — I was just confused when I said Burrow. They kinda all sound alike you know? Remember nothin, deny EVERYthing — your own previous testimony, emails, recorded calls....

Does make sense burrow would be called in too.

Would certainly be a boon for justice if these men were charged with perjury. But I have to agree with another commenter — there seems to be a ton of leeway for even deliberately false testimony.

**would not want to be Nancy** @ September 20, 2011 at [11:06 am](#)

funny how Nancy never sees ESD as doing any wrong and how Nancy seems to attack anyone who questions ESD.

**Interested Observer** @ September 20, 2011 at [11:08 am](#)

This blog is brought to you by Best Buy, Porsche, and Sprint Wireless, where texting is unlimited

**involvedparent** @ September 20, 2011 at [11:12 am](#)

<http://courtecom.dallascounty.org/pav/>

Case # CC1003251A

**stupid much??** @ September 20, 2011 at [11:20 am](#)

@ Nancy, the documents are online and the link was posted way back.

Funny how @Carolina gets you in a lather. I wish the administration and faculty had that kind of observation skill.

**CarolinaBorn** @ September 20, 2011 at [11:27 am](#)

LOL Nancy!

You will still insist that anyone who feels ESD should be accountable — especially after all the facts that have been uncovered — and all the many many lies

told by Swann and Burrow et. al. — just has to be a plaintiff's lawyer. Sorry. I'm just an east coast mom who objects to ESD's bullying Jane (and other victims too!).

Also find Swann's and Mayo's sanctimony particularly creepy.

As for Burrow — he SHOULD be called, IMO. He's the cat's paw who suggested a few pro-ESD lies to Campbell. AIIIII on his own, of course — ESD just knew nothing about it..... Yeah, that's credible. In fact, they're still paying him, I think? Looks like hush money.

**would not want to be Nancy** @ September 20, 2011 at [11:36 am](#)

Me thinks Nancy has become the pseudo-name for all ESD supporters on this blog that sees no evil, hears no evil and speaks no evil – as long as it is in support of ESD.

**SoapOperaFan** @ September 20, 2011 at [11:52 am](#)

Dear Blogging Bullies,

Leave Nancy and others alone and GET A LIFE !!

**SoapOperaFan** @ September 20, 2011 at [12:01 pm](#)

Bloggng Bullies – i.e., we all know what you think. It's time to find something else to bash besides ESD and supporters. You seem like the type who would have trashed Jane Doe when you were in high school.

**Save ESD** @ September 20, 2011 at [12:09 pm](#)

This is really sad. ESD is a wonderful school; albeit, lately, it's been more like a girl's only college where professors date the students. Notwithstanding, it's a great institution that has prepared many young men and women (more so for the true realities of life for the women). It's important to know that money can save anything. ESD should just pay their damages and move on. I agree with Nancy – even she needs a life...

**Parent14** @ September 20, 2011 at [12:15 pm](#)

Photos please.

Swann et al with police officers 'helping' them comply with a subpoena

**annoyed** @ September 20, 2011 at [12:18 pm](#)

OK. What is wrong with nancy supporting ESD unconditionally? All of y'all support this girl and her family unconditionally and i'm sure most of you have never met her let alone have a relationship with her! I love ESD but believe this could have been handled differently. I think Jane Doe was 100% aware of her actions but wasn't thinking about the consequences– 16 yr old girls aren't naive. So instead of attacking the school and its leadership maybe the Does' should be focused on moving past this and learning from it– because all this trial has done is make these events something she can never escape. bash away...

**07DAD** @ September 20, 2011 at [12:20 pm](#)

Wow–wouldn't it be great to have a hung jury? We could continue this blog for YEARS. And, Claire would have built-in jobsecurity

**Nancy** @ September 20, 2011 at [12:21 pm](#)

I just call them as I see them CarolinaBorn@. I think the parents should be held accountable and should not get a dime. I think EDS did the best they could. I think Jane is creepy. And I think you work for the plaintiffs and all you care about is the money.

**FomerESD DadX2** @ September 20, 2011 at [12:23 pm](#)

@CarolinaBorn – What makes you think “all the facts have been uncovered”? I promise you that most of the “facts” about the Doe family, their behavior, and their

culpability aren't being allowed to be posted on this blog. Got a good laugh out of "ESD's bullying Jane". Thanks for the comic relief.

**stupid much??** @ September 20, 2011 at [12:26 pm](#)

Nancy, ESD administration, board members, and supporters, holland, io, Atticus, et all rightfully deserve every bit of outrage expressed on this blog. They've done some shameful things.

**sandra** @ September 20, 2011 at [12:26 pm](#)

Claire, could you please wrap up your work on the ESD business because we nose people with no real lives and no children at ESD or any other elite Dallas school need you to get busy and start covering the latest scandal at HP Middle School. All this bad publicity over ESD would soon be forgotten if you'd enlighten us on the new news about the 14 year old author and his 362 page sexually graphic novel. Inquiring minds, you understand.

**Jack Bauer** @ September 20, 2011 at [12:47 pm](#)

@Save ESD

"for the true realities of life for the women" - What is that even supposed to mean?  
For the record, it makes you sound chauvinistic.

**CarolinaBorn** @ September 20, 2011 at [12:50 pm](#)

FormerESD Dadx2 — I never said "all the facts have been uncovered".

I said I was appalled by ESD's treatment of this student — and their many, many lies — in view of "all the facts THAT have been uncovered."

Course there may be many more ESD's lies that HAVEN'T been uncovered. I'm just going on those we know they told.

If Jane tried to cover up the affair — or even dared to defy ESD's gag order — that doesn't actually justify ESD's behavior towards her (and other victims.) Or sanctify their lies either.

Nancy, I already told you Im just a mom across the country. Where people ARE following this case. School boards, parent associations, even the episcopal church here. Not everyone's a liar, you know.

**Rational** @ September 20, 2011 at [12:52 pm](#)

Funny. I commented yesterday that the subpoenas were likely for the bifurcated portion of the trial and that allegations of perjury were stupid when the jury had not even reached a verdict; BUT, my post was deleted. I don't know anything about ESD, but this site and the posts seem very one sided.

**Interested Dad** @ September 20, 2011 at [1:03 pm](#)

What will Claire do?

I do like the coverage on the libel case at HP Middle school and the "pedophile" teacher the child named.

There is also a possible pending indictment of Royce West, and JWP and the possibility of "Benjamins" in a shake down. Headlines" Former ESD co-counsel, Royce West, and JWP indicted on Benjamin" Shake Down." The CASH Money Brother's "CMB"

**Are you kidding** @ September 20, 2011 at [1:07 pm](#)

@Sandra - The details of the "scandal" have been posted on the park cities blog since Friday. Thankfully, HPMS handled the issue by punishing the perpetrator and not kicking the victim girl out. ESD could learn something.

**Nancy** @ September 20, 2011 at [1:10 pm](#)

annoyed@ I don't know if I would support ESD unconditionally but I do support them here 100%. They didn't do anything wrong that I can see. I think they did their best. And their best for Jane is a lot better than what her parents did for her. The Does should be ashamed of themselves putting their daughter through all this.

**Eagle Parent** @ September 20, 2011 at [1:15 pm](#)

@ CarolinaBorn—the biggest liar is JD2—to her parents, to the Farmer’s Branch Police, the ESD administration, the other students in her class,...I could go on forever.

**Asking** @ September 20, 2011 at [1:21 pm](#)

As previously stated, Ms.Aldous and her team have very effectively utilized this blog (just as she utilized other blogs regarding her other high profile cases). Obviously, this is done to influence public opinion and to try to force a settlement. What is interesting is that I believe there is a gag order in place. Jogger’s quote from yesterday: “If WE win or lose the best decision will be for them both to resign.” certainly seems to imply direct involvement in the case. Is this a violation of the gag order?

**Nancy** @ September 20, 2011 at [1:26 pm](#)

Sorry CarolinaBorn@ I am not buying it. BTW, speaking of liars, where is your friend Sodas? LOL

Of course the big liar in the whole thing is Jane.  
Oh what a tangled web. It all started with her lies.

I am really interested in Campbell’s trial and what will come out in it. I don’t think we know half of what really happened.

**would not want to be Nancy** @ September 20, 2011 at [1:38 pm](#)

So Nancy, explain the Black family and FS’s testimonies, if you can. how are they not relevant? Jane Doe is going to need years and years of therapy for this, who should pay? there is a culture at this school that has allowed these things to happen...and that is part of the problem. [REDACTED] What this does is create a climate where someone who is a predator feels safe to groom and act in ways that should not be allowed at a school.

Having worked at several independent schools in this area, I also know that this type of behavior is not tolerated at all the schools.

That is where ESD is wrong. It is not the faculty or the students, it is the administration. And by association, the school. Father Swann is the face of ESD and that goes a long way in helping spread the guilt.

**stupid much??** @ September 20, 2011 at [1:41 pm](#)

So, Nancy...you’re going to rely on getting the “real” story from Campbell?

Are you high?

**Lisa** @ September 20, 2011 at [1:42 pm](#)

@Carolinaborn– I’m going to miss you when this is over– if it ever is.

I think it is clear from your latest comments that ESD folks have a sense that what happens in ESD stays there. For whatever reason they have felt insulated from the outside world and they are astonished (still) that this case and the story would be worthy of anyone “outside the family” taking notice–much less dare to have an opinion. The world is watching now and it can no longer be business as usual. They apparently are more worked up about that than anything. These are folks that are accustomed to getting their way and they are complaining accordingly; seems like one little foot–stamping public tantrum after another. Right now it’s not good to be them and that’s gotta sting something awful.

**TortReformNeeded** @ September 20, 2011 at [1:49 pm](#)

Bad mistake made by a 16 year–old .... lifelong regrets.

Bad mistakes made by her parents .... lifelong regrets.

Bad mistake made by a teacher .... prison.

No mistakes by school or staff .... no foul (see below exception)

Exception to last rule only for Tort Lawyers:

Difficult / Messy situation takes place in the vicinity of the “No mistake by school or staff” with deep pockets .... KA-CHING!!

They will troll this blog feeding propoganda until the trial and appeals are all over, then go to a new place related to their next lawsuit, just depends on that unlucky group.

**Dallas Parent** @ September 20, 2011 at [1:51 pm](#)

School boards across the country should be watching this trial and be very concerned over the outcome. These relations began and continued in Jane Does own home over the summer and continued during the school year. If schools are responsible for what their teachers do 365 days a year but parents are not held accountable, then schools are in a heap of trouble.

**sandra** @ September 20, 2011 at [1:57 pm](#)

Are you kidding

Tongue in cheek. Sarcasm. However, I was not aware the HP 8th grader in question had been punished by the school. It was my understanding the school would let the issue be handled in the courts and it was not their policy to discuss disciplinary actions. Guess you are more up to date. Doesn't matter here anyway and it was just a play on how noseey we have all become.

**No Dog in the Race** @ September 20, 2011 at [1:58 pm](#)

@Rational - Your comment yesterday re: the subpoenas was posted at 2:58pm..."The subpoena was probably for them to appear for the second stage of the trial (on the issue of punitive damages) if the jury sides with"...I remember reading it. Did you have others related to this subject that were deleted?

**Nancy** @ September 20, 2011 at [2:11 pm](#)

Asking@, Great question! I don't know what the plaintiff's attorneys have done in the past but I think it is interesting because it is pretty clear what they are doing now. IMO.

**Common Sense** @ September 20, 2011 at [2:26 pm](#)

Today I drove by HP Middle School and also ESD. The hugely pleasing thought that came to mind as I drove past: Inside there are hundreds of eager minds being spurred to learn, to think, and to care by scores of compassionate, dedicated, and excellent teachers, all of this education occurring with little or no awareness of this trial or this blog. I was very happy to realize such institutions continue to function well even though there may be some strange and sad stories haunting the hallways. The education continues despite the lunacy of this trial and this blog! Have a great day everyone.

**Amber Gris** @ September 20, 2011 at [2:29 pm](#)

I think I missed the detail that revealed what nathan campbell did when JDII opened the door in her towel. Anyone know? Anyone know why he visited a student's house in the summer anyway? Sorry, Claire - just write a book about the trial and publish on Lulu. Just don't use real names.

Also,@tortreformneeded, no one should be surprised that the plaintiffs are asking for lots of money. a) we live in a stupidly litigious society and b) money is about the only thing that gets people's/company's/rich people's attention. Of course they're going to ask for money. They could have asked for lots of prayers and free meals for life at the wellness center, but then they we wouldn't be having this colorful conversations, would we?

**protect our children** @ September 20, 2011 at [2:30 pm](#)

Plant a seed for the tree of truth

Plant a seed for the tree of justice

Plant a seed for the tree of righteous

And tomorrow our children, our clients and all of us will rest in your garden under the shade of the these mighty trees.

ESD has a documented history of cover-ups and half-truths. This behaviour needs to be exposed, and changed. Only then will our children be protected. ESD has a duty to protect its precious children from sexual predators. ESD didnt. The only way this changes is through the civil justice system.

**A Rival School parent** @ September 20, 2011 at [2:33 pm](#)

The tension is making everyone crazy. The last 2 days have shown the true colors on both sides and it is not a pretty site. Guys, everyone made mistakes here. However, the 16 year old is the only one that is supposed to make them and there should be no question she did. Her body was mature enough, her mind not so much. That is why there are laws against what happened, 16 year olds do dumb things but bottom line she was statutorily raped. Her teacher made his mistake and is prison bound. Her parents IMO also made many mistakes by not being in tune with what she was doing, whom she was doing it with and why she was with them (All parental duties). ESD made just as many if not more in the way they handled this case. The questions for the jury is are they liable for their mistakes and should there be damages awarded. For all the ESD apologists, you should question your own lives and how you have handled. The girl is the victim here, no matter how willing she was as a participant. Some of the things said about her (THE VICTIM) have been cruel, vindictive and downright unbelievable. This has been nothing but a PR nightmare for ESD and it's families. There are some great families and great kids at ESD, they deserve better than what their leaders have presented here. The administration looks bush league and way in over their heads the way the have handled and downright slimy in some of the testimony. Steve Swann had a great vision but it is time for him and the rest of the ESD leaders to turn what he has built over to others so ESD can make the jump to the next level.

**Are you kidding** @ September 20, 2011 at [2:42 pm](#)

@Sandra - the boy was suspended.

**07DAD** @ September 20, 2011 at [2:51 pm](#)

Dallas Parent @ the issue of the impact on schools if they have to monitor the teachers 24/7 and in the summer will be considered on appeal on the issue of whether Texas law will impose or recognize such a duty.

I believe that the Dallas Court of Appeals and the Texas Supreme Court will not recognize such a duty, but we will see.

I also doubt that these appellate courts are going to recognize a tort duty limitation on a private school's ability to expel a student with or without cause and expose the school to non breach of contract damages such as mental anguish or emotional distress.

**FomerESD DadX2** @ September 20, 2011 at [2:58 pm](#)

@protect our children - Just exactly what do you think ESD might have done to protect JD2 from Campbell that they didn't do? Perhaps they could add a new position - Dean of Prescience, lol. My own daughter sat in Campbell's class and met after hours with him many, many times. She never once experienced even a moment of doubt about his intentions. I believe it's pretty unrealistic to expect an institution to predict when one of its employees will do something criminal. Maybe you have perfect foresight. Your talk of civil justice is laughable. How about personal and parental responsibility on the part of the Does and Campbell.

ESD is in a very bad position as can be seen from the comments on this blog. If they dare state the truth about the Does, parents and child, they come off as cold, uncaring, negligent ... fill in the blanks for yourself. Of course, the plaintiffs and their legal representatives are counting on this in order to line their pockets and/or expiate their negligence.

**Just saying** @ September 20, 2011 at [3:07 pm](#)

I love some of the comments on people should get a life from the bloggers who are blogging the most about this. Comparing a public school @Sandra to a school who is private and claims to have "moral standards" that are Christian is a big difference. Also, both cases are so different. One is a child committed against another child vs. an adult committed against a teenager.

@rival school parent, you stated it best; but people like Nancy will choose to forget the other in incidents and just continue to bring up Jane Doe2's faults no matter what evidence is brought forth or even if a 100 Jane Does came forward, it would somehow be their faults and not ESD.

**Rules of Court** @ September 20, 2011 at [3:20 pm](#)

@A Rival School Parent

I couldn't have said it any better. I read these comments and they make me sad. I pray for everyone involved in this matter directly because it is obvious that both sides of the table have some serious issues, but mostly I pray for the disgusting people that get on here every day and talk out of their rear ends.

**CarolinaBorn** @ September 20, 2011 at [3:29 pm](#)

Poor Nancy. Lookin downright pitiful now.

Actually, I sorta wish I WERE a plaintiff's atty here. Also wish I knew Soda. She (he?) made some wise observations I thought.

It's ESD, I believe, that hired a PR firm. Which makes me wonder: at what point, if any, will the board will stop spending money to underwrite Swann's mendacity?

**Save ESD** @ September 20, 2011 at [3:35 pm](#)

Ok - let's be realistic. ESD will be found liable. It's a no brainer - everyone can argue all day long about ESD not being liable but Campbell was employed by ESD and that's that - it happens in harrasment suits all the time, and the entity is liable. So everyone quite speculating... ESD will pay.

But how much will the Does get?

\$5m, \$10m tops?

**CarolinaBorn** @ September 20, 2011 at [3:58 pm](#)

What could ESD have done to protect Jane?

Maybe fire that creepy math teacher at once — instead of threatening to expel his victim — and then gagging her. Might have let teachers and students know that sexual abuse would not be tolerated. Too bad Swann chose to send a different message.

Might have used that letter from yet-another-victim to let teachers and students know that student/teacher sex was illegal for a reason — and would not be tolerated. But Swann chose a different message....

Might have actually seen to it that teachers attended some of the trainings available. But of course we cant hold ESD to any such standard. Cause according to Swann, he just had no ideaaaaa that such things ever occurred — certainly not on HIS campus!

Too bad the records show he knew plenty. And chose protecting ESD's rep over protecting its students.

**Nancy** @ September 20, 2011 at [3:59 pm](#)

So what does it mean that the jury is out this long?

I have asked myself what the school could have reasonable done to prevent this and I can't come up with a thing.

Could the jury be asking the same question?

**Avid Reader** @ September 20, 2011 at [4:01 pm](#)

I am so curious as to which lawyer on the defense team employs Nancy.

**Observer** @ September 20, 2011 at [4:02 pm](#)

@ Rules of Court, I pray as well. That's all we can do. Pray for the family, pray for ESD, for Father Swann, for his Porsche, for the Board. Lets all pray.

**Lisa** @ September 20, 2011 at [4:12 pm](#)

Hello? ESD might come off as cold and uncaring? That train left the station weeks ago.

And btw Nancy as ESDs Defacto goodwill ambassador has done a good enough hatchet job on the Does to cement public opinion about ESD's lack of compassion.

**FomerESD DadX2** @ September 20, 2011 at [4:22 pm](#)

@CarolinaBorn - Lot's of "maybes" and "mights" in your comment. Sure, letters and classes would have prevented this whole thing. Of course! Why didn't anyone think of that? VERY STERN warnings are just the ticket. Please....

Fr Swann WAS "protecting" his students by removing JD2. I know for a fact how much of a distraction she was causing. But again, guess I'm guilty of blaming

the “victim”.

FYI, I have no personal knowledge of any other alleged incidents, just this one – so I limit my comments to things I actually know something about. Unlike most of the ESD haters here.

**Arlo** @ September 20, 2011 at [4:25 pm](#)

Carolina, he resigned very quickly after he was caught with Jane. As soon as the school realized it was sexual, they called CPS. You make it sound like they kept him and expelled her. There were plenty of real screw ups. Don't make up facts.

**TortReformNeeded** @ September 20, 2011 at [4:34 pm](#)

Dallas Morning News reports that the verdict is sealed to be read in the morning.

**CurrentESDparent** @ September 20, 2011 at [4:55 pm](#)

Question for Attorney: Do they announce the first verdict (guilty or not) and then go back and determine award if applicable? Or do they reach first verdict, determine award if applicable and then announce at same time? Thanks

**Rational** @ September 20, 2011 at [5:01 pm](#)

This post is not meant to instigate any heated response, but I have only heard some of the coverage. What was there to indicate that the school knew or should have known that the teacher was a pervert BEFORE he was caught?

**Rational** @ September 20, 2011 at [5:04 pm](#)

If there was such information available to the school before, they should be responsible. If not, they should not be held liable. Otherwise, our laws do not protect people from others being a--holes and making bad decisions on handling the problem.

**Rational** @ September 20, 2011 at [5:18 pm](#)

One final note – the jury in civil cases are generally provided with questions on liability and compensatory damages. If the jury finds the defendant “grossly” negligent, the jury comes back for a second phase on the amount of punitive damages. The posts from Claire indicate that the jury will come back for a trial on “damages.” However, Claire reported that Ms. Aldous asked for damages in her closing argument. The only reason that she would have done so was if compensatory damages were included in the original submission as generally required in Texas law. In a civil case, the quicker the jury returns, the more likely there is a defense verdict because the jury does not have to address the damage issues which are normally conditioned upon an affirmative liability finding and are often a source of juror disagreement. Two and one-half days for 22 questions with subparts is not necessarily a long deliberation. If the jury was in agreement from the beginning of deliberations, ESD may have a problem. Otherwise, they are likely encouraged at this time. Then again, we are all guessing.

**ouch** @ September 20, 2011 at [5:19 pm](#)

Claire.

How was it announced in court that the verdict would be read tomorrow? If that is the case, it will be plaintiffs verdict and there is a finding of fraud, etc. which gives rise to punitive damages. The punitive damages phase of the case will then begin and the fireworks will start. Colloneta, Eagle, Swann and the PR person will likely be called to show how they have said this was not ESD's fault. Wonder if they will own up to it in front of the jury or just snub them and say “we're going to appeal this”?

My prediction is Swann will hit the road in one of his porsche's and take a 'sabbatical' in one of his benefactor's houses in the mountains for 'reflection' on how he can be a better headmaster in the 20 years to come...and then return in all his glory with a new “I'm Having a Vision — \$50 Million Campaign”.

just a guess.

**Trial Watcher** @ September 20, 2011 at [5:32 pm](#)

Attention ESD haters: if you were going up against the average ESD parent in a battle of wit, you would not win as handily as you do with "Nancy." While she is certainly entitled to her opinion and to express such, she does not even remotely represent the group as a whole. Let me assure you that false bravado abounds amongst you haters...

**esdalum2** @ September 20, 2011 at [5:39 pm](#)

I AM SO CURIOUS AS TO WHICH LAWYER ON THE PLAINTIFFS SIDE EMPLOYS CLAIRE!!!!!! –avid reader

**amanda** @ September 20, 2011 at [5:57 pm](#)

@ Rational, to answer your question...Mrs. Campbell, according to testimony of Tolly S, came to TS as a friend and confided that she thought her (Campbell's) husband was cheating. She (Campbell) told TS that she confronted Campbell about the relationship with JD2. Campbell (male) explained that JD2 was molested the previous year, and he was counseling her. TS says Mrs. Campbell said something to the effect of, is he the lying bastard or is she? Both Tolly and Mrs. Campbell are employees and faculty members, and fall under mandatory report laws. Neither reported the suspicions to a superior. Of course, had they, JD2's attorney made clear that nothing would have been done. And, Mrs. Campbell did not inquire further about the molestation cover story, nor did TS.

For those saying classes, training, and a letter wouldn't have helped, you only need to consider the testimony of TS.

@ Trial Watcher, I know lots of ESD families, and Nancy is NOT typical of the many wonderful parents I know at that school. I doubt if she has kids, or ever did at any Dallas independent school.

**Observer** @ September 20, 2011 at [6:07 pm](#)

If ESD loses this case will that mean that the majority of parents and students who exhibit very poor sportsmanship at school sporting events will be humbled enough to behave better? ESD loyalists, don't think for a second that anyone's disdain for ESD stems only from this case, there's a long pattern of rude and arrogant behavior among many, not all, of its community.

**Kat** @ September 20, 2011 at [6:21 pm](#)

I am not an ESD hater. I am an ESD lover. I had a very long association with the school and thought it was a wonderful institution, in spite of Father Swann and Rebecca Royall and their leadership. Fact is there were other instances of sexual predators at ESD. Fact is that ESD did not work hard at making faculty or students aware of possible problems with deviant adults on campus, nor did it give faculty or students training so that students could be protected, if possible. Fact is that ESD swept all such problems under the rug to protect their image. Fact is that anyone who wished to report such problems was silenced with threats of expulsion. These are the ways that the administration at ESD was culpable. If the administration is changed and ESD can continue with its mission statement and its very good teachers, I, for one, would not hesitate to recommend it to others or to send other members of my family there. After establishing a school based on high principals Father Swann lost his way. So let's move on.

**Eagle Parent** @ September 20, 2011 at [6:26 pm](#)

@Carolina Born—you might say that you live somewhere other than Dallas, but you are too knowledgeable about this case. Pretty sure you work for Aldous and her group.

**Atticus** @ September 20, 2011 at [6:35 pm](#)

In Texas and elsewhere laws set somewhat arbitrary age limits for certain kinds of behavior. Notably, a 14 yr old can be certified as an adult by a juvenile court judge and tried as an adult.

Nathan Campbell in all probability knew he was breaking the law by having a sexual relationship with JDII, and he would have been guilty of statutory rape even if he did not know her age. He is a criminal, and secrecy is the nature of most criminal conduct.

Also, in all probability he will plead guilty and accept a plea bargain (sentence) which has already been agreed, unless he is entering an open plea. The reason his case has not come to trial is because he has requested a continuance and the State(with the Does consent)has passed the trial date. After he has been convicted, he would no longer be able to claim his 14th Amendment right against self incrimination.

If a skillful trial attorney takes a deposition of any length,(s)he will be able to create inconsistencies at trial simply by rephrasing and emphasizing or adding certain words. Context is used to create confusion, and attorneys are paid to do it.

Administrators at private schools have a difficult task of balancing the needs of the students with the concerns of the parents (every parent believes their child is special and expects special treatment). It is not an easy job.

There is a difference between the pride of an educational institute and an "intentional coverup". Administrators are often put in difficult situations not of their making. This may also happen to headmasters who are told things in a confidential setting by a student or former student.

This case may seem to be comprised of many issues, but without the smoke, mirrors and emotion, it should be determined based upon when ESD knew or should have known Nathan Campbell was having a sexual relationship with JDII. Under law ESD is not charged with strict liability for the criminal acts of its employee.

Everyone is entitled to their own opinions, but not all opinions have the same weight and validity. As a parent (not an A list parent) of two graduates of ESD (one who was a 2011 graduate), our dealings with the administration, and particularly Ms. Mayo, could not have found more caring and receptive persons.

When my children came to ESD as freshmen they did not require a list telling them, not to jump off of buildings, intentionally poop in their pants, or have sex with their teachers. Some things are obvious and expected.

**protect our children** @ September 20, 2011 at [6:57 pm](#)

@former esd dad x2: you should do some research. Better yet, read the blow-by-blow of the trial and the sworn testimony and evidence that established that ESD knew or should have known about JD and others. They swept it under the rug. I think your daughter got lucky. Others have not been so lucky. You're ignoring key evidence that this was a blatant cover-up and other incidents occurred as well. I am all for parental responsibility but schools cannot turn a blind eye to predators. The psychology of a predator-victim relationship is such that the responsibility falls largely on schools to police their own, keep their eyes open, listen to the students, investigate reports of misconduct, be vigilant in creating and enforcing rules and guidelines for their own. I hope the verdict is just and fair. to all parties.

**sandra** @ September 20, 2011 at [7:25 pm](#)

@just saying

I never compared the 2. The comparison came from @are you kidding. I forgot to insert the @ before 'are you kidding' in my response which made my input seem biased. My only intent has been to point out that we are a nosy and opinionated society, which was made more clear in my sarcastic 12:26 input and @are you kidding's response at 1:07. Probably less than 10% of these people actually have or have had children at ESD. Not trying to get into a debate over these issues.

**esdalum3** @ September 20, 2011 at [7:45 pm](#)

ESD MAY HAVE SOME RUDE AND ARROGANT PEOPLE IN ITS COMMUNITY BUT IT PALES IN COMPARISON TO ALL THE OTHER SCHOOLS!!!

**Bill Smokey** @ September 20, 2011 at [8:01 pm](#)

Dear Trial Watcher,

Please share some of that biting wit and wisdom while defending ESD. Lord knows we have seen none of it from the trial, the EDS Administration or this blog.

**Bill Smokey** @ September 20, 2011 at [8:06 pm](#)

to PHP. In referring to the blog I meant the posts not the reporting or Claire. She has done an excellent job and shows why community papers can matter.

**CuriousReader** @ September 20, 2011 at [8:27 pm](#)

Any clues about what happened in chambers with Swann and Eagle this morning?

**Observer** @ September 20, 2011 at [8:40 pm](#)

@Atticus (and others), if society believed 16 year-olds were always capable of exercising good judgment, we would allow them to go to war, vote, and drink alcohol.

**CuriousReader** @ September 20, 2011 at [8:42 pm](#)

@ Arlo: It seems like you are the one making up facts. Not Carolina.

Have you read anything about this trial?

**Please get your facts straight** @ September 20, 2011 at [9:12 pm](#)

@Amanda: Please get your facts straight. The testimony of Tolly Salz regarded a conversation that happened after Doe left ESD, well after Campbell resigned, and certainly after the authorities began investigating the issue. Mrs. Campbell had no idea of the relationship until the public revelation. Tolly Salz never said Mrs. Campbell confronted her husband about an affair. You seem to be hung up on this particular issue, but no one from the school has testified that anyone knew of this situation prior to the Farmers Branch police incident. Please be careful before you accuse people of wrongdoing. Your interpretation is completely incorrect.

**Former ESD Dad X2** @ September 20, 2011 at [9:13 pm](#)

@Protect our children – I have read the “blow by blow” here for several weeks. What may not be apparent to you and many others is that many of us who have direct personal knowledge of the Does and Campbell have not been allowed by the moderators here to post what we know to be true – our comments just don’t get posted . They are apparently “swept under the rug” as you might put it. There is no “cover up” by ESD other than their likely true opinion of the plaintiffs and the plaintiffs’ culpability. Wouldn’t be seemly or fiscally responsible to say what many of us know to be true re the plaintiffs. Some might think it was unChristian even.

**one who knows esd** @ September 20, 2011 at [9:42 pm](#)

former esd dadx2

no cover up. what about the testimonies from former student and former dad?

**stupid people fill the world** @ September 20, 2011 at [11:23 pm](#)

while i know that one should not expect intelligent discourse on an anonymous blog the postings on this trial have reached a new low.

ESD supporters have one argument to make – the school was not negligent in failing to prevent the relationship b/t a teacher and student. All else is extraneous and the vitriol towards the girl and her family is plainly ignorant.

As for “Haters”, sure they may be jealous of the wealth and privilege they associate with ESD, but the ESD representatives that have taken the stand have come across as untruthful, incompetent or unsympathetic.

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