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Woodward injunction is permanent

By Kathleen A. Shaw
Telegram & Gazette Staff

A federal judge in Boston yesterday issued a permanent injunction barring British au pair Louise Woodward from spending any money she receives from selling her story to media in this country.

The request for the injunction and a civil suit charging Woodward with the wrongful death of 8-month-old Matthew Eappen of Newton is being handled by the law firms of Mirick O'Connell of Worcester and Ellis & Rapacki of Boston.

"We are obviously very pleased with the judge's decision," said lawyer Edward C. Bassett Jr. of Mirick O'Connell, who handled the injunction hearings.

Woodward, who is back in England, was convicted of manslaughter in connection with the baby's death.

ON SAME FLIGHT

Bassett, who just returned from vacation in Italy, was on the same plane as Woodward when she returned to her home in Elton, England. Bassett said yesterday he was on his way to Italy the day before

Woodward flew out when he was called back from Logan International Airport to handle the injunction hearing, which was held June 16.

He arrived back at Logan the following day, after Judge William Young issued a temporary injunction, and was met by numerous television film crews. Bassett said he knew they were not interested in interviewing him, but he asked what the commotion was and was told Woodward was going home on the same flight.

"I never saw her. She was in first class. I was in coach," he said of their British Airways flight. "But I had this funny feeling we would be on the same flight."

CAN SELL STORY

Young, in his decision yesterday, said Woodward can sell her story. However, the judge ruled that she must reveal details of any sales of her story to the court and to Sunil and Deborah Eappen, the baby's parents, and any money received must be held in escrow pending outcome of the civil suit.

Young said there is "overwhelming likelihood" that Matthew's fa-

ther, Sunil, will win his suit against Woodward. Bassett said liability has been established because the manslaughter verdict was upheld by the state Supreme Judicial Court. "What we are really talking about now is damages," he said.

TRAGIC IRONY

The judge said, "Indeed, it is the tragic irony of this civil case that, whatever their protestations, these parties need each other in the most practical sense. Absent insurance, if Eappen is to have any chance to collect upon his expected judgment, Woodward must amass the necessary funds, and the only potential source appears to be the same media that all parties agree are most morally repugnant.

"In this case, the record shows that Woodward has no assets with which to satisfy a judgment, but for the prospect of compensation for the recounting of her story," the judge said.

Bassett said he has been asked how a judgment in this country can be enforced in England. "I think it will work," he said. He said there are ways to recover assets outside the United States.

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Sex offender is charged in Framingham

The Associated Press

FRAMINGHAM — A convicted sex offender accused of sneaking through the window of a 12-year-old girl's bedroom and sexually assaulting the child was ordered held without bail yesterday.

Gilberto Sanchez, 34, pleaded not guilty at his arraignment at Framingham District Court to a number of sexual assault and burglary charges.

Prosecutors say Sanchez prowled the girl's Framingham neighborhood before he allegedly climbed through her bedroom window early Thursday morning and fondled her.

Sanchez was convicted in 1995 of sexually assaulting a child in Boston, according to prosecutors. He had failed to register as a sex offender in Framingham — where he had been staying with his girlfriend — as is required by law, Framingham po-

lice said.

The victim's father, leaning against a counter yesterday in the small kitchen of the apartment he shares with his two children, pointed to the window in his daughter's room where an intruder entered early Thursday and assaulted the child.

He said they had opened the window on Wednesday to let in some fresh air. His daughter forgot to lock it before she went to bed.

The intruder pulled the girl off her stuffed-animal covered bed, pushed her onto the floor, covered her body with his legs and fondled her, the father said.

The man then covered her mouth with his hands and told the child to be quiet, her father said.

The father, who asked not to be identified, said he couldn't hear the girl's muffled pleas for help while he

was sleeping in the room down the hall of their apartment in the Coburnville section of Framingham.

The father said the incident lasted about 15 minutes, "then the guys upstairs made a noise, and he must have gotten scared. She pushed him away and asked him to leave. After he left she called me."

In arguing that Sanchez be held without bail, prosecutor Maura Murphy said Sanchez had several outstanding warrants.

"He presents a danger to the community," Murphy said. "We're going to do our best to make sure the residents of Framingham don't need to lock their windows every night."

Among other charges, Sanchez was convicted in 1995 of indecent assault and battery of a child under 14, for which he received a suspended sentence.

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