

INELIGIBLE VOLUNTEER RECORD SHEET
REGISTRATION SERVICE
BOY SCOUTS OF AMERICA

DATE: 7/12/90

FULL NAME David M^c Gilvray S.S. NO. _____
(No initials if you can possibly get full name)

ADDRESS [Redacted] (Last Known)

CITY Wichita Falls STATE Texas ZIP CODE 76301

DATE OF BIRTH _____ (This is important and should be exact)

APPROXIMATE AGE 32 (To be used ONLY when date of birth is not known)

RELIGION _____ NATIONALITY (Citizen of) ~~Canada~~ U.S.

OCCUPATION Unemployed

EDUCATION BS degree I think

WEIGHT 190 HEIGHT 6'3" RACE Caucas

COLOR OF HAIR Brown (Balding) COLOR OF EYES Blue

ANY DISTINGUISHING PHYSICAL CHARACTERISTICS _____

HOBBIES OR SPECIAL INTERESTS Computers

MARRIED SINGLE NAME OF SPOUSE _____

CHILDREN None
(Name, number, ages, if possible)

SCOUTING CONNECTIONS:

UNIT #	CITY	STATE	POSITION	DATE REGISTERED	DATE RESIGNED
	Wichita Falls, Tx		Prog Dir.	1979	(approx)
			Camp Horizon Scoutmaster	1978-79	1980

SPECIAL RECOGNITION _____

INCIDENT: TYPE _____ DATE OF INCIDENT 1979 RESOLUTION _____
Type Resolution

- 1=Scout Related
 - 2=Non-scout related
 - 3=homosexual (not specifically with youth)
1. Internal (only Scouts Know)
 2. Criminal action (Grand Jury)
 3. Court action Plea Bargain
 4. Probationary status to counsel
 5. Reported to state agency

NOTED
AUG 23 1990

JOSEPH ~~ENGELM~~ list of attached documentation

1. Description of incident
 2. Victim(s) statement
 3. media reports Lew Schworke (past SE)
 4. Legal proceedings trying to obtain
 5. Offender's statement
 6. Official notification of termination
 7. Found guilty/innocent by court
 8. Military refection approx 1986
 - Council Northwest Texas Signed _____
- (as per DA Robert F. Jones
DA Jack M. G. G. by phone 6/24/90 who had read his file) Chad Gaffin ordered him to leave camp 6/24/90. He returned for s time 6/25/90. Sheriff report 6/27/90 M. Chad Gaffin

CONFIDENTIAL

'UL 19 1990

F. STARON

(over)

SCOUT EXECUTIVE

David Mc Gilbray's record was not turned in by Lew Schwærke, Scout Executive, due to his father's influence in Scouting:

7/12/90 MC Haffin

I found David at camp acting as Assistant Program Director and Business Manager due to inexperience of the Camp Director and Program Director. My corrective action was to reconfirm charges and personally notified him in front of Paul Cook (camp director) to leave and not return or I or my representatives would notify sheriff. He did return supposedly to pick up some forgotten personal items and I filed a sheriff's report that the deputy stated may never be acted on due to the work load of a part time D.A.

MC Haffin

August 24, 1990

Mr. M. Chad Gaffin
Scout Executive
Northwest Texas Council, No. 587

PERSONAL AND CONFIDENTIAL

SUBJECT: DAVID MCCILVRAY

Dear Chad:

Thank you for the detailed information sent concerning the above Scouter. This case has been reviewed with our attorney and is now on our permanent Ineligible Volunteer File.

Sincerely,

Paul Ernst, Director
Registration Service

eko

cc: South Central Region

READY TO FILE
AUG 24 1990
GRIFFIN ORILEY

CONF006755

July 5, 1990

Mr. M. Chad Gaffin
Scout Executive
Northwest Texas Council, No. 587

PERSONAL AND CONFIDENTIAL

SUBJECT: DAVID MCGILVRAY

Dear Chad:

We appreciate your telephone call in January, related to the above named individual. Unfortunately, we have not heard from you again, even though I have written on two previous occasions.

Should Mr. McGilvray be placed on our Ineligible Volunteer File? If so, we would like to have more information. The call indicated there was some molestation charge, but that is all we have.

We hope you will complete the Ineligible Volunteer Record Sheet so we can identify Mr. McGilvray, if he should be placed on our file, and registration refused.

Thanks for your help in completing this file.

Sincerely,

Paul Ernst, Director
Registration Service

eko

cc: South Central Region, SUM SCR

READY TO FILE
JUL 06 1990
ERIN ORILEY

CONF006756

June 11, 1990

READY FOR FILE

JUN 11 1990

JULIE FIELDS

Mr. M. Chad Gaffin
Scout Executive
Northwest Texas Council, No. 537

PERSONAL AND CONFIDENTIAL

SUBJECT: DAVID MCGILVRAY

Dear Chad:

I hate to bother you again, but we have not heard from you since we received a call from your office in January. I wrote you in March and still have received no response.

I would like to know more about the molestation charges related to Mr. McGilvray. Can you get us newspaper clippings, court records, or statements which would help to substantiate that?

We are also enclosing an Ineligible Volunteer Record Sheet which we would like to have completed, so we can identify this individual.

Thanks for your help in protecting the youth of America.

Sincerely,

Paul Ernst, Director
Registration Service

js

Enclosure

cc: South Central Region, Sum SCR

CONF006757



JACK A. McGAUGHEY
DISTRICT ATTORNEY 97TH JUDICIAL DISTRICT
ARCHER, CLAY AND MONTAGUE COUNTIES

Paul W. Smith
INVESTIGATOR
Patti Poe
LEGAL ASSISTANT

MONTAGUE COUNTY COURTHOUSE
POST OFFICE BOX 55
MONTAGUE, TEXAS 76251
817-894-6211

March 20, 1990

Mr. Pat Wedding
Boy Scouts of America
[REDACTED]
Wichita Falls, Tx 76308

Re: David MacGilvary

Dear Mr. Wedding:

I have been through the files of my office on cases pending in 1981 when I became District Attorney. I have been unable to locate the prosecutor's file on Mr. MacGilvary and suspect that it has been put away in a mislabeled box. It is doubtful that we could locate this file without a full scale search. Even then, my recollection of the file as I received it is that there was little in it that could be released.

For purposes of your investigation, I think you can note that he was indicted for the offense of indecency with a child and that the case was later dismissed when I adhered to an agreement reached between MacGilvary's attorney and my predecessor whereby MacGilvary agreed to undergo counseling in return for dismissal. It is my understanding that he did attend the counseling. We have had not had any later cases filed against him.

If I can give any other statement or information, please call.

Very truly yours,

Jack McGaughey

JACK A. MC GAUGHEY

JAMc/pp

CONF006758



BOY SCOUTS OF AMERICA

National Office
1325 Walnut Hill Lane
P.O. Box 152079, Irving, Texas 75015-2079
214-580-2000

March 12, 1990

Mr. M. Chad Gaffin
Scout Executive
Northwest Texas Council, No. 587

PERSONAL AND CONFIDENTIAL

SUBJECT: David McGilvray

Dear Chad:

In January, we received a phone call from your office indicating there was a lawsuit at that time and a possible molestation charge. Some of this seems to have begun several years ago.

Have you received any additional information which would help to substantiate our refusal of registration to Mr. Gilvray? I am enclosing an Ineligible Volunteer Record Sheet which I would like to have completed, if he should be placed on the file.

Thanks for your help in building this case.

Sincerely,

A handwritten signature in cursive script, appearing to read "Paul Ernst".

Paul Ernst, Director
Registration Service

ag

Enclosure

cc: South Central Region, Sum SCR

CONF006759

March 12, 1990

READY FOR FILE

MAR 12 1990

A. GRAVES

Mr. M. Chad Gaffin
Scout Executive
Northwest Texas Council, No. 587

PERSONAL AND CONFIDENTIAL

SUBJECT: David McGilvray

Dear Chad:

In January, we received a phone call from your office indicating there was a lawsuit at that time and a possible molestation charge. Some of this seems to have begun several years ago.

Have you received any additional information which would help to substantiate our refusal of registration to Mr. Gilvray? I am enclosing an Ineligible Volunteer Record Sheet which I would like to have completed, if he should be placed on the file.

Thanks for your help in building this case.

Sincerely,

Paul Ernst, Director
Registration Service

ag

Enclosure

cc: South Central Region, Sum SCR

CONF006760

Wichita Falls

CALL BACK REQUESTED _____

COUNCIL # NW Texas Council

PHONE NO: [REDACTED]

~~587~~ 587

On-Line _____ Batch _____

CALLER: Pat Wedding

POSITION: _____

TYPE OF PROBLEM

REGISTRATION _____

VETERANS _____

DEBIT _____

CREDIT _____

PROGRAM CODE & UNIT #

RENEWAL DATE

TRANSMITTAL #

ID #

FILM #

50120

David

M^e Silveray

involved in law suit (molestation)

Council is checking further. Then never placed him on the file.

early 80's - (Risk Management has ~~nothing~~ nothing)

SOLUTION:

NAME Clare

DATE 1-23-90

TIME _____