

CONFIDENTIAL RECORD SHEET
REGISTRATION SERVICE
BOY SCOUTS OF AMERICA

Council No. 10

Date April 18, 1989

Full Name David W. PEABODY Social Security Number [REDACTED]
(no initials if you can possibly get full name)

Address [REDACTED]

City Buckeye State Az Zip Code 85326

Date of Birth January 22, 1959 (This is important and should be exact.)

Approximate age 30 (To be used ONLY when date of birth is not known.)

Religion Christian Nationality Caucasian

Occupation Unemployed-Retired Self employed computer programmer

Education 3 1/2 yrs.

Weight 165 Height 6ft Race White

Color of hair Brown Color of eyes Brown

Outstanding characteristics or interests _____

Married or single Single Children None
(Number, ages, and names, if possible)

Spouse's name None

Scouting connections: Chartered organization Cartwright Elementary School PIA

Unit No.	City	State	Position	Date registered	Date resigned
S 003	Phoenix	Az	CC ADC-Boy Scout Roundtable Commissioner Order of the Arrow Chapter District Eagle Board-Advancement Committee Northwest District	1984-1988	Dec 31, 1988

Special recognition _____

Suspended or denied registration for following reasons: Accused and tried for child molestation - 1984 & 1985. Exonerated of all charges. Mr. Peabody resigned from B.S.A. on advice from his attorney and his belief in BSA's new adult application form.

SPECIFY THE FACTS WHICH LEAD YOU TO RECOMMEND DENIAL OF REGISTRATION, INCLUDING HOW THE INFORMATION CAME TO THE COUNCIL'S ATTENTION, AND LIST ATTACHED SUPPORTING DOCUMENTS (STATE ONLY KNOWN FACTS, NOT RUMOR, CONJECTURE, OR SPECULATION):

NOTED

MAY 22 1989

JOSEPH L ANGLIM

Signed [Signature]
SCOUT EXECUTIVE
Council Theodore Roosevelt

A Professional Corporation

JOEL ERIK THOMPSON, LTD.

Barristers - Trial Lawyers

Concentrating on Litigation and Court Appearances
in
Commercial, Civil and Criminal Cases

JK
July 17, 1989

Boy Scouts of America
1325 Walnut Hill Lane
Irving, Texas 75038-3096
Attn: Ben H. Love
Chief Scout Executive

No
action

Ref: David William Peabody

Dear Mr. Love:

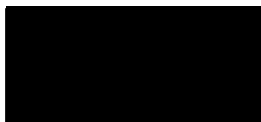
I have been representing David William Peabody for approximately five years. He has requested that I write to you to provide the Boy Scouts with some information and at the same time seek some information from the Scouts.

For your files and records, I am enclosing a copy of the Motion to Dismiss and Order which dismissed the charges against David with prejudice, meaning they may not be refiled. Because I represented David during that criminal proceeding, I am very familiar with the facts and circumstances surrounding that prosecution. Without detailing information that would be of little interest to the Scouts, let me just say that knowing as much about the case as anyone, except David, it is my personal opinion that David never committed any offense and was in fact the victim of a social and political situation that produced an hysteric reaction. In addition, because the motivation and actions of some of the principals in this situation are suspect, a complex and involved lawsuit is pending against them.

One of the most damaging aspects of being charged with child molestation is the innuendo that remains even after charges are dismissed with prejudice. Much of the concern, especially by volunteer agencies like the Scouts, is understandable given the special and vulnerable position they occupy regarding the children then are involved with. Let me state foremost that I have never heard David say anything but laudatory comments about the Scouts, and certainly the Scouts and those involved are not the focus of any of David's concern. Specifically, to put you at ease, no litigation involving the Scouts is even remotely contemplated by David. However, it is our understanding that the Scouts were provided with certain information by others who are already parties to the litigation I referred to above.

- - PLEASE NOTE OUR NEW ADDRESS - -

4500 North 32nd St.*Suite 100*Phoenix, Arizona 85018
2633 East Indian School Road Suite 300 Phoenix, Arizona 85016



CONF011283

Boy Scouts of America
Attn: Ben H. Love
July 12, 1989
Page -2-

My interest is to identify the source of information that was provided to the Scouts regarding David, to obtain copies and to have the opportunity to correct any errors that may be contained in that information. I am aware that David's credit records contain information about these dismissed charges and that he was quoted a higher than standard life insurance rate because the insurance company's records contained such information. Naturally, I would like to determine how widespread such information may be, particularly since it apparently shows David's arrest and charging but not the dismissal of charges with prejudice. We are also hoping to determine the sources of this information so appropriate corrections and deletions can be made.

We would very much appreciate receiving copies of any information the Scouts were able to obtain regarding David, including the identity of the entity providing the information. Naturally, we expect to pay the reasonable cost of duplicating and mailing that information, and I will personally guarantee payment of such expenses, or if you prefer advance payment, simply advise us of the anticipated costs.

If there is further information that you need, or if you feel that a less formal conversation by telephone would be instructive, please don't hesitate to contact me at your convenience.

Very truly yours,



Joel Erik Thompson

JET/hs
Encl: Order dated October 2, 1984

Copy to: Boy Scouts of America
2969 N. Greenfield Rd.
Phoenix, Arizona 85016-7715
Attn: E. Earl "Sonny" Hayes
Scout Executive

CONF011284

May 26, 1989

Mr. E. Earl Hays
Scout Executive
Theodore Roosevelt Council, No. 10

PERSONAL AND CONFIDENTIAL

SUBJECT: DAVID W. PEABODY

Dear Sonny:

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 Confidential File.

Sincerely,

Paul Ernst, Director
Registration Service

je

cc: Western Region

READY TO FILE

MAY 24 1989

ERIN O'RILEY

CONF011285

April 13, 1939

C. 10

Mr. E. Earl Hays
Scout Executive
Theodore Roosevelt Council, No. 10

PERSONAL AND CONFIDENTIAL

SUBJECT: DAVID W. PEABODY

Dear Sonny:

We have had previous communication concerning the above named individual. You indicated he had resigned because of an accusation of child molestation two years ago at camp. We would like to know if you can give us more information concerning this.

I am enclosing another Confidential Record Sheet which I must have completed, if we are to be able to identify Mr. Peabody and refuse his registration anywhere in the country. Please complete this with as much information as you have available.

We would really like to close this file, since it has been dragging on for quite some time. Please tell us if we may be of help to you in anyway.

Sincerely,

Paul Ernst, Director
Registration Service

je

Enclosure

cc: Western Region

CONF011287

February 14, 1989

READY FOR FILE

FEB 15 1989

Mr. E. Earl Hays
Scout Executive
Theodore Roosevelt Council, No. 10

PERSONAL AND CONFIDENTIAL

SUBJECT: DAVID W. PEABODY

Dear Sonny:

We had some communication in December concerning the above named individual. A telephone call to your office indicated that he had resigned because of a accusation of child molestation two years ago at camp.

We are enclosing a Confidential Record Sheet which we would like to have completed, so that we may identify Mr. Peabody should he attempt registration in some other location. Please complete this with as much information as you have available.

We would also like to have more facts concerning the alleged child molestation. Please tell us whether this is going to get into the legal system. We would also like statements or a summary of the facts which would help substantiate our refusal of registration anywhere in the country.

Thanks for your help in completing this file.

Sincerely,

Paul Ernst, Director
Registration Service

je

Enclosure

cc: Western Region

CONF011288

WATS CALL FORM

CALL BACK REQUESTED _____

COUNCIL # 10

PHONE NO: [REDACTED]

CALLER: *Sunny Hoop*

POSITION: *LC*

TYPE OF PROBLEM

REGISTRATION _____ VETERANS _____ EXPLORING _____

SCOUTING _____ BOYS' LIFE _____

UNIT # DIST. # EXP. DATE TRANSMITTAL # FILM #

*Called to Place
David Peabody on
CF file
accusation! Child molestation
(2 yrs ago) at Camp
This man has now resigned
Crec will send in more info
in next few weeks.*

D8608 - 133433

50003 - 023433

B/y - 1/59

*Added to CF file
Deleted from Reg
file 1/4/89
Cms*

NAME *Flo*

DATE *12/30/88*

TIME *9:25*

R/S-433
3/13/86-clf-567r

December 22, 1988

Mr. E. Earl Hays
Scout Executive
Theodore Roosevelt Council, No. 10

PERSONAL AND CONFIDENTIAL

SUBJECT: David W. Peabody

Dear Sonny:

We recently received a copy of a letter which was sent by Mr. Peabody to many people. This indicated that he was resigning from the Boy Scouts of America.

I would like to know if there is any information related to his resignation which would cause us concern? Is he someone we would not want registered or perhaps placed on the Confidential File?

I would like more information concerning this matter, so that we can determine the direction we should go.

Thanks for your help.

Sincerely,

Paul Ernst, Director
Registration Service

ag

cc: David Park, S400
Western Region

READY TO FILE

DEC 22 1988

ERIN O'RILEY

*Not added
pending further
word from the
CO
12/22/88*

CONF011290



BOY SCOUTS OF AMERICA

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

December 12, 1988

SUBJECT: LETTER FROM DAVID W PEABODY

From: Paul Ernst, S108 *Ben*

To: Ben Love, S400

I have checked the letter which was sent by Mr. Peabody from Buckeye, Arizona. He is registered in Council 10, out of Phoenix, on the district level as a code 83, which is a Round Table Commissioner, and also as a member of the troop committee of Troop S0003.

We do not find him listed on the confidential file, nor have we had any letters indicating any problems. Do you want me to do any follow up with the council?

je

David Park - 12/13/88

*Should we put
make a confidential file
on this guy. Please advise
Paul Ernst*

RECEIVED
DEC 13 1988

*Mark
Hidal*

David W. Peabody
[REDACTED]

Buckeye, AZ 85326

December 1, 1988

Dear Scouts and Scouters,

It is with great sorrow and concern that I am presenting this letter of resignation from all my involvements in Scouting, effective December 31, 1988. Because of my personal problems, I have been uncertain whether I am more of a liability than an asset to Scouting. It has only been because of the continuous and constant friendship, trust and support of the many scouts and scouters that I have been able to continue my involvement this long. I owe each of these friends, and others, a debt of gratitude that can never be repaid.

My concerns stem from recent policy changes by the National Boy Scouts of America. First, the policies are unwritten which I consider dangerous to everybody involved. Any policy worth having is surely worth putting in writing and making available to all.

I am adamantly opposed to the following policies:

1. There is to be no physical discipline of any scout for any reason.
2. No adult is to lay a hand on any scout for any reason, including returning a hug.
3. Each adult must stay in eye sight of at least one other adult at all times, including during a scoutmaster's conference.

More and more prisoners are coming forward stating that they got into serious trouble because nobody cared enough, or dared, to discipline them when they first started getting into trouble. Psychiatrists and psychologists are starting to speak out on the importance of nurturing touching in the form of hugs, pats on the back, and a reassuring hand on a child's shoulder by parents, teachers, and other important adults in a child's life, such as a scout leader. Some are even reporting that refusal to give a child such nurturing touches can be at least as abusive as inappropriate touching.

CONF011292