

APPENDIX B

CONFIDENTIAL RECORD SHEET REGISTRATION SERVICE BOY SCOUTS OF AMERICA

Council No. 749 Date 7-21-88

Full name James Andrew Auclair
(no initials if you can possibly get full name)

Social Security Number [REDACTED]

Address [REDACTED]

City Groveland State MA ZIP Code 01834

Date of Birth May 31, 1966 (This is important and should be exact.)

Approximate age 22 (To be used ONLY when date of birth is not known.)

Religion _____ Nationality US Citizen

Occupation Carpenter

Education _____

Weight 200 lb. Height 5'8" Race Caucasian

Color of hair Brown Color of eyes Brown

Outstanding characteristics or interests Beard

Married or single Single Children _____
(Number, ages, and names, if possible)

Spouse's name _____

Scouting connections: Chartered organization _____

Unit No.	City	State	Position	Date registered	Date resigned
S0087	Groveland	MA	SM	2-29-88	7-21-88

Special recognition _____

Suspended or denied registration for following reasons: see letter attached

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):

Signed [Signature]
SCOUT EXECUTIVE

Council _____

CONFIDENTIAL
AUG 01 1988
F. STARON

BOY SCOUTS



OF AMERICA

February 13, 1989

Mr. Paul Ernst
Registration & Subscription
Boy Scouts of America
P.O. Box 152079
Irving, Texas 75015-2079

Dear Paul:

Enclosed is a newspaper clipping on James Auclair who we reported to you last summer. If you need any additional information please call.

Sincerely,

Dennis J. Kohl
Scout Executive

Encl: Newspaper clipping

cc: Charles D. Ball
Assistant Regional Director

SERVING BOYHOOD IN NORTHEASTERN MASSACHUSETTS AND SOUTHEASTERN NEW HAMPSHIRE

An Agency of MERRIMACK VALLEY UNITED FUND, INC

- HAMPSTEAD UNITED FUND SEACCAST UNITED WAY

CONF022434

Hampstead, and Sandown

Groveland man fined \$500 for sex assault

By KASSIE KOLEDIN
Gazette Staff Writer

PLAISTOW, N.H. — The officer who prosecuted the case of a Groveland, Mass., man convicted of sexually assaulting a teen-age boy is dissatisfied with the sentence.

James Auclair, 22, of 5 Wood St., Groveland, was convicted in Plaistow District Court for sexually assaulting a 13-year-old boy between 3 and 4 a.m. July 21 at Lone Tree Scout Reservation in Kingston.

A Plaistow District Court judge found Auclair guilty, and fined him \$500 and ordered him to pay it by April 1.

Auclair was committed to the House of Correction for six months, suspended upon payment of the fine.

He was placed on probation for two years and was ordered to undergo evaluation and participate in counseling chosen by the New Hampshire Department of Probation.

Kingston police said Auclair stroked the genital area of the 13-year-old without the child's consent. They said this was his first offense.

The prosecutor of the case, Kingston police officer Rick S. Theriault, said he had asked for a harsher sentence for Auclair. Theriault had requested one year in the House of Correction, suspended upon payment

of the fine, with two years probation, and a \$1,000 fine, with \$500 suspended, in addition to counseling.

But while he does not like the decision reached, Theriault said is resigned to it.

The charge of sexual assault in this case was a misdemeanor — tried in the district court — rather than a felony, which would have meant Auclair would have been tried at the Superior Court level.

Theriault explained that New Hampshire law specifies that one of three conditions: serious personal injury, sexual penetration, or involvement of a minor under the age of 13, must exist in order make the sexual assault charge a felony.

In Auclair's case, the minor was 13 years old, and there was no physical injury or penetration, he said.

The last time Theriault had talked to the parents of the boy involved, they told him the boy was going through counseling, he said. "He was getting along fairly well."

A report of sexual abuse at the Boy Scout camp, where Kingston police had said Auclair was acting as a camp counselor or troop leader, had been received by the police July 21. Police arrested Auclair July 22. He was released the same day on a personal-recognizance bond.

September 19, 1988

Mr. Dennis J. Koni
Scout Executive
Lone Tree Council, No. 749

PERSONAL AND CONFIDENTIAL

SUBJECT: James Andrew Auclair

Dear Dennis:

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

exo

cc: Northeast Region

READY TO FILE
SEP 19 1988
ERIN O'RILEY

CONF022436

BOY SCOUTS



OF AMERICA

36 Amesbury Road, Route 110 at Kenoza Lake, Haverhill, MA. 01830
[REDACTED]

August 29, 1988

Mr. Paul Ernst
Registration & Subscription
Boy Scouts of America
P.O. Box 152079
Irving, Texas 75015-2079

Dear Paul,

Enclosed is a copy of the newspaper clipping that appeared in the local newspaper about James Auclair.

I will send additional copies as they appear.

Sincerely,

A handwritten signature in cursive script, appearing to read "Dennis J. Kohl".

Dennis J. Kohl
Scout Executive

cc: Charles Ball
Assistant Regional Director
Northeast Region

SERVING BOYHOOD IN NORTHEASTERN MASSACHUSETTS AND SOUTHEASTERN NEW HAMPSHIRE

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HAMPSTEAD UNITED FUND, SEACCAST UNITED WAY

CONF022437

She is circulating a peo

... ..

Not-guilty pleas entered by 2 in sex-assault cases

By MARY BARBER
Gazette Staff Writer

PLAISTOW, N.H. — Two men who have been charged recently with sex-related crimes have pleaded not guilty to the charges.

Robert Hamilton Miller, 45, of Poor Farm Road, Nottingham, has pleaded not guilty in Plaistow District Court to the assault of two Sandown boys.

Miller was charged by Sandown police with assault, criminal threatening and disorderly conduct. He allegedly approached two Sandown boys July 5, while he was dressed as a woman, and asked them "provocative questions," police said.

A similar incident in Kingston that week led to more charges against Miller, including criminal misrepre-

sentation of an officer and criminal threatening.

Miller's plea was entered in Plaistow District Court before his scheduled arraignment today. A trial date will be set later, court clerks said.

James Auclair, 22, of 5 Wood St., Groveland, Mass., has pleaded not guilty to charges of sexually assaulting a 13-year-old boy at Lone Tree Scout Reservation in Kingston.

Plaistow District Court staff said Auclair entered a plea before his scheduled arraignment today.

He was released after his July 22 arrest by Kingston police on a \$2,500 personal recognizance bond.

Auclair is not listed on the Rockingham County Superior Court August calendar for grand jury indictments. A grand jury indictment would be necessary for a trial in superior court on felony charges.

BOY SCOUTS



OF AMERICA

36 Amesbury Road, Route 110 at Kenoza Lake, Haverhill, MA. 01830
[REDACTED]

August 3, 1988

Mr. Paul Ernst
Registration & Subscription
Boy Scouts of America
P.O. Box 152079
Irving, Texas 75015-2079

JAMES MUELLER

Dear Paul:

Enclosed are the items as per your request. Please let me know if all is complete.

Sincerely,

Dennis J. Kohl

Dennis J. Kohl
Scout Executive

SERVING BOYHOOD IN NORTHEASTERN MASSACHUSETTS AND SOUTHEASTERN NEW HAMPSHIRE

An Agency of MERRIMACK VALLEY UNITED FUND, INC.
-AMPSTEAD UNITED FUND. SEACOAST UNITED WAY

CONF022439

JAMES AUCLAIR INCIDENT REPORT

8:21 AM July 21, 1988, Thursday, Scout [REDACTED] came to the Camp Director Donald Blanchard, crying, stated he had been raped by his Scoutmaster Jim Auclair. He said that during the middle of the night about 2-3AM while he was sleeping he felt Jim playing with his penis. He said Mr. Auclair said that he considered [REDACTED] more than just a scout but a good friend and not to be nervous. The Scout said he was too scared to say anything and just let him finish.

He said Jim has been acting funny all week especially last night before going to bed. He also stated that he wanted to leave camp as soon as possible. [REDACTED] said strange things during the night like petting his chest and ruffling hair in the form of friendship he thought, touching a lot, arm around.

At 9:00 AM Jack Pevear contacted Dennis Kohl about the incident at Council Service Center. At this time the above story was confirmed by Scout Executive Dennis Kohl who spoke with [REDACTED].

11:00 AM Kingston Police Department, Neil Parker Chief notified of incident by Dennis Kohl, Scout Executive.

11:15 AM Council President Richard Anthony and Kohl met with Auclair to deliver letter of registration suspension. Mr. Auclair was asked to leave camp immediately and was escorted to his site by Jack Pevear, Camp Business Manager.

AUCLAIR
Page 2

11:25 AM Phone call to [REDACTED] was made by Dennis Kohl reporting the incident.

11:30 AM Officers R. Therriault and Nicole arrived at camp and spoke with Mr. Auclair and [REDACTED] in private sessions.

12:30 Parents of victim [REDACTED] were briefed by Dennis Kohl and Officer Therriault.

2:15 [REDACTED] left camp with parents to Exeter Hospital for a medical review and dismissed from camp.

RUN DATE 11/14/87
RUN TIME 19:39:08

LOVE TREE TROOP S-0087

COUNCIL 749

PAGE 1

CITY GROVELAND
STATE MA

COUNTY ESSEX

CHARTER NUMBER 1

RENEWAL DATE 2/89

DISRICT WHITTIER LOCAL UNIT NO. 0087 STATUS TERM (MONTHS) 12

CHARTERING ORGANIZATION NAME & ADDRESS CODE EXECUTIVE OFFICER NAME, PHONE, ADDR COUNCIL CERTIFICATION:

GROVELAND CONGREGATIONAL CHURCH - PROTESTANT MA 045 CAROL A HUPM
GROVELAND CONGREGATIONAL CHURCH MA 01834

QUALITY AWARD EARNED
REREISTERING ON TIME
TRAINED LDR
8/L 100%

DAYS LIFE: TERM BEGINS ENDS
12 05/88 04/89

REGISTRATION INFORMATION QTY FEE

UNIT CHARTER FEE \$ 20.00

PD YOUTH \$ 56.00

MULTIPLE YOUTH XXXXXXXX

PD YOUTH B/L SUBS 14 \$ 92.40

PD ADULTS 7 \$ 35.00

MULTIPLE ADULTS XXXXXXXX

PD ADULT B/L SUBS 2 \$ 13.20

TOTAL FEES SUBMITTED \$ 216.60

HANDICAPPED CODE

ADULT MEMBER LISTING

ADDRESS CITY STATE ZIP BIRTH SEX PHONE

0024547 SM JAMES A AUCLAIR GROVELAND MA 01834 05/66

002550 MC ROBERT V GUPTILL GROVELAND MA 01834 00/00

005589 CC EDVILL HURN GROVELAND MA 01834 00/00

007556 ROBERT E KENT GROVELAND MA 01834 07/33

SIGNATURES: Carol A. Hupm, Clerk

EXEC OFFICER CERTIFICATION

COUNCIL REPRESENTATIVE cc Edvill Hurn
mc Robert E Kent

UNIT LEADER CERTIFICATION of James Auclair - JAMES AUCLAIR

454 MONTHS COMPLETED TENURE

July 13, 1968

Dennis J. Kshl
Scout Executive
Lone Tree Council, No. 749

PERSONAL AND CONFIDENTIAL

SUBJECT: James Andrew Auclair

Dear Dennis:



Registration Service

ag

cc: Northeast Region

JUL 29 1968
ERIN O'RILEY

CONF022443

BOY SCOUTS    OF AMERICA
MASS.-N.H.

36 Amesbury Road, Route 110 at Kenoza Lake, Haverhill, MA. 01830
[REDACTED]

July 22, 1988

Mr. Paul Ernst
Registration & Subscription Service
Boy Scouts of America
P.O. Box 152079
Irving, Texas 75015-2079

Dear Paul:

Please place Mr. James Andrew Auclair on the confidential file. Enclosed is the support materials as needed.

If you have any questions please call.

Sincerely,



Dennis J. Kohi
Scout Executive

cc: Harry Pokorny
Area Director

SERVING BOYHOOD IN NORTHEASTERN MASSACHUSETTS AND SOUTHEASTERN NEW HAMPSHIRE

An Agency of MERRIMACK VALLEY UNITED FUND, INC.

HAMPSTEAD UNITED FUND, SEACOAST UNITED WAY

CONF022444

BOY SCOUTS  LONE TREE COUNCIL  OF AMERICA
MASS.-N.H.

36 Amesbury Road, Route 110 at Kenoza Lake, Haverhill, MA. 01830
[REDACTED]

July 21, 1988

James A. Auclair
[REDACTED]

Groveland, MA 01834

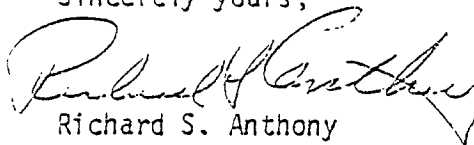
Dear Mr. Auclair:

After careful review, we have decided that your registration with the Boy Scouts of America should be suspended. We are therefore compelled to request that you sever any relations that you may have with the Boy Scouts of America. A refund of your registration fee will be forwarded.

You should understand that BSA membership registration is a privilege and is not automatically granted to everyone who applies. We reserve the right to suspend registration whenever there is a concern that an individual may not meet the high standards of membership which the BSA seeks to provide for American youth.

If you wish to have this decision reviewed by a council review committee, please write to me within 60 days of the date of this letter, explaining your version of the facts supporting your claim that your registration as a BSA member should be reinstated. The procedures for a review of this decision are attached.

Sincerely yours,



Richard S. Anthony
President

SERVING BOYHOOD IN NORTHEASTERN MASSACHUSETTS AND SOUTHEASTERN NEW HAMPSHIRE

An Agency of MERRIMACK VALLEY UNITED FUND, INC.

HAMPSTEAD UNITED FUND, SEACOAST UNITED WAY

CONF022445

BOY SCOUTS



OF AMERICA

36 Amesbury Road, Route 110 at Kenoza Lake, Haverhill, MA. 01830
[REDACTED]

MEMORANDUM

On July 21, 1988 Richard S. Anthony, Council President and Dennis J. Kohl, Scout Executive delivered a letter of registration suspension to Mr. James Andrew Auclair at 11:15 AM at Lone Tree Scout Reservation, [REDACTED] Kingston, NH.

Reason for the letter was a report from one of his scouts of sexual child abuse.

Mr. Auclair read the letter, said nothing, and left camp as per instructions of camp administration.

SERVING BOYHOOD IN NORTHEASTERN MASSACHUSETTS AND SOUTHEASTERN NEW HAMPSHIRE

An Agency of MERRIMACK VALLEY UNITED FUND, INC.

HAMPSTEAD UNITED FUND. SEACCAST UNITED WAY

CONF022446

WATS CALL FORM

CALL BACK REQUESTED _____

COUNCIL #

PHONE NO:

CALLER: HARRY POKORNY

POSITION: AD

TYPE OF PROBLEM

REGISTRATION _____

VETERANS _____

EXPLORING _____

SCOUTING _____

BOYS' LIFE _____

UNIT #

DIST. #

EXP. DATE

TRANSMITTAL #

FILM #

Co 743

Team 87 S.D. 87

Haverhill MA

ID# 002457

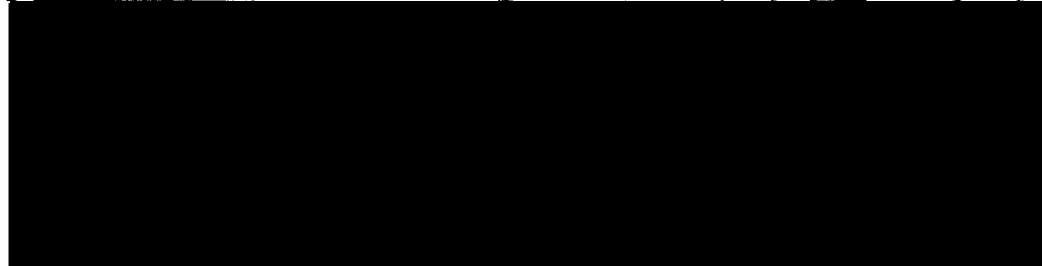
~~JAMES A. ACKSTAR~~

SM. B/Y

5/66

CHILD ABUSE IN CAMP

TRIP 208 BY SCOUTMASTER 2 AM 7-21-88



COUNCIL IS NOTIFIED BY LETTER OF 6/1

Added to CF file

Deleted from registration files issued credit for unserved B/L.

7/22/88

NAME P. Ernst

DATE 7-21-88

TIME _____

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