

CONFIDENTIAL RECORD SHEET
REGISTRATION SERVICE
BOY SCOUTS OF AMERICA

Council No. 32

Date 02-17-89

Full Name JOSEPH A. COLBERT Social Security Number _____
(no initials if you can possibly get full name)

Address _____

City LONG BEACH State CA Zip Code 90802

Date of Birth 02-03-64 (This is important and should be exact.)

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

Religion _____ Nationality BLACK / AMERICAN

Occupation _____

Education _____

Weight 190# Height 6'2" Race BLACK

Color of hair BLACK Color of eyes BROWN

Outstanding characteristics or interests _____

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

Spouse's name _____

Scouting connections: Chartered organization Deerport Presbyterian Church

Unit No.	City	State	Position	Date registered	Date resigned
<u>T-7</u>	<u>Long Beach Ca</u>	<u>CA</u>	<u>SM</u>	<u>8-30-88</u>	

ID # 011242

Special recognition _____

Suspended or denied registration for following reasons: _____

alleged child molestation

NOTED

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)

JOSEPH A. ANGLIM Phone call from Police Chief Reveries
Reuklyp Signed Kurt S. Weaver

CONFIDENTIAL

Signed KURT S. WEAVER
SCOUT EXECUTIVE
Council Long Beach Area Council #032

FEB 27 1989

F. STARON
3962r
2/27/89

January 30, 1990

Mr. Kurt S. Weaver
Scout Executive
Long Beach Area Council, No. 32

PERSONAL AND CONFIDENTIAL

SUBJECT: Joseph A. Colbert

Dear Kurt:

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: Western Region

READY TO FILE
JAN 30 1990
ERIN O'RILEY

CONF017337



SCOUTING/USA

Cub Scout, Scout, and Explorer Programs

LONG BEACH AREA COUNCIL,
BOY SCOUTS OF AMERICA W-32

401 E. 37th Street, Long Beach, California 90807
P.O. Box 7338
Telephone: 213/427-0911

January 17, 1990

Mr. Joe Colbert

Long Beach, CA 90804

Dear Mr. Colbert:

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

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

If you wish to have this decision reviewed by a BSA regional review committee, please write to the regional director 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 review of this decision are attached.

Sincerely yours,

Les Miller
Council President

Kurt S. Weaver
Scout Executive

:ag

CONF017338

CONFIDENTIALAPPEAL PANEL MEETING REGARDING REINSTATEMENT OF MEMBERSHIP FOR JOE COLBERT
Council Service Center January 16, 1990 5:30 P.M.

ATTENDENCE: JAMES BALKMAN, Chairman, Past Council President
 [REDACTED] Council Commissioner
 BOB GRAY, Board Member
 MALCOLM TREADWELL, Scoutmaster
 KURT WEAVER, Scout Executive

Jim Balkman opened the meeting at 6.35 P.M.

Balkman commented that the purpose of the meeting was to review any new circumstances that had come to light regarding Joe Colbert.

Bob Gray stated that he had had a phone conversation with Bro. Joe Palumbo of St. Rose of Lema church regarding an incident with Joe Colbert that happened at camp in 1987. A statement of that conversation is attached. In the course of that conversation Bob stated that Bro. Joe had recommended that Joe Colbert should not be reinstated because of alledged misconduct.

Jim Balkman had talked to Sam Rue, another Board Member, long time scouter and representative of the chartered organization regarding the case. Sam stated that he had followed the court case very closely and was convinced in his own mind that Joe was innocent of the charges made against him. As far as any allegations puported to have been made by [REDACTED], Jim has been unable to obtain any information.

Kurt Weaver reviewed the procedure for Scout Executive's to follow regarding the standards which the appeals committee must apply as set forth in Article VIII of the Rules and Regulations of the Boy Scouts of America. The question that the committee must decide is whether the applicant possesses the moral, educational and emotional qualities necessary to afford positive leadership to youth. Also improper character or conduct would entitle the review committee to deny registration.

Balkman asked each of the panel members to state their thoughts on reinstatement.

Treadwell: This is a very difficult decision, one hates to lose a good scoutmaster but one doesn't want to put any child at risk.

[REDACTED]: Regarding the references to moral character, is Colbert's living arrangements criteria for moral character ([REDACTED] was referring to Colbert living with the ex wife and child of his assistant scoutmaster who was a character witness for him.)

Gray: If Joe is reinstated charges could be made against him in anger by parents or boys. On the other hand Joe could go out of his way to see nothing happened again.

On January 15, 1990, I had a telephone conversation with Bro. Joe Palumbo regarding an incident at Camp Tehquitz involving Joe Colbert.

Bro. Joe was serving as Chaplain at Camp during the summer of 1987, with [REDACTED] as his Assistant. [REDACTED] was a young Scout from Anaheim.

Joe Colbert was Activity Director for the Summer and was living in one of the rooms upstairs in the K- Lodge. [REDACTED] was staying up in the main part of Camp. Joe asked [REDACTED] to come down and watch some movies. [REDACTED] laid down on Joe's bed and fell asleep. When he woke up Joe was laying beside him starknaked.

[REDACTED] got up and ran out of the room. He went to Bro. Joe and told him what had happened. [REDACTED] also told Bro. Joe that Joe had made insinuating comments through the summer.

Bro. Joe said that he believed what [REDACTED] had told him and had no reason not to believe him.

Information submitted by Bob Gray, member of the panel.

APPEAL FOR REINSTATEMENT OF MEMBERSHIP, JOE COLBERT

PANEL MEETING DECEMBER 16, 1989

ATTENDANCE: Jim Balkman, Chairman, Bob Gray, [REDACTED], Malcolm Treadwell,
Ann Gates.

Meeting commenced 7:00 A.M.

The panel recommended that they investigate further into the allegations from Camp Tahquitz in 1987 by chaplain [REDACTED] and also into allegations made by [REDACTED] which occurred in 1984.

Bob Gray is to follow up on [REDACTED] who made the allegations to the chaplain.

[REDACTED] is to follow up with [REDACTED] Camp Director and with [REDACTED]. Jim will also contact Joe to let him know that a decision has not been made at this time.

Meeting adjourned 8:15 A.M.

Respectfully submitted,

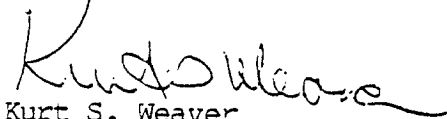
Ann Gates
Secretary

Meeting between Kurt S. Weaver Scout Executive and Mike Dermody Camp Director, Tanquitz concerning Joe Colbert.

Weaver asked Dermody if there was any time he could recall when there was any complaint about the conduct of Joe Colbert while he served on camp staff. Weaver defined misconduct to Dermody as meaning whether Colbert ever propositioned or made indecent proposals to younger boys or other camp staff members.

Dermody stated that a few years ago, the chaplain approached Dermody and stated that one of the younger staff members had been confronted by Colbert with suggestive and lewd remarks. The chaplain did not go into any detail concerning the incident and because it was the last week of camp no action was taken but Dermody made the determination not to rehire Colbert in future. The young man concerned did not contact the Scout Administration concerning the alleged incident.

Respectfully submitted,



Kurt S. Weaver
Scout Executive
:ag

APPEAL HEARING FOR REINSTATEMENT OF MEMBERSHIP FOR JOE COLBERT

ATTENDANCE:

PANEL

Jim Balkman

Past President, Long Beach Area Council
Council Commissioner[REDACTED]
Bob GrayAdvisor to the Tribe of Tahquitz, Board
Member

Malcolm Treadwell

Scoutmaster

Joe Colbert

Applicant

CHARACTER WITNESSES

Sam Rue

Chartered Organization Representative
Executive Board Member

Daryl Ducoing

Scoutmaster, District Committee

Elmer Bonsky

Assistant Scoutmaster

STAFF

Kurt Weaver

Scout Executive

Ann Gates

Secretary

The meeting was called to order by Jim Balkman, Chairman at 5:30 P.M.

Kurt Weaver stated that under the policy of the Boy Scouts of America any person who has been accused of any type of molestation or abuse of children is automatically suspended. Subsequently they can apply for reinstatement of membership, however the application has to be reviewed by local, regional and national panels. The local council panel can only make recommendations, if they recommend for reinstatement it still could be refused at the other levels, however if they recommend against reinstatement the applicant has the right to appeal to regional or national. In this case Joe Colbert has requested reinstatement of membership. He was suspended in February 1989 after he was accused of child molestation. He went to trial but the trial ended in a mistrial and was subsequently dismissed.

Jim Balkman stated to Joe that a decision would not be made that evening as he would prefer the panel to have time to review the proceedings, but a decision would be made in a few days. He would like Joe to state in his own words the events that occurred to lead to the trial.

JOE COLBERT:

Joe stated that in February 1989 he was suspended from scouting because the Long Beach Police Department notified him that there were complaints of misconduct against him by scouts in his troop. However approximately a year prior to this, one of these scouts claimed that he had been abused at a troop meeting. At the time Joe informed the police that this could not have happened because at all times he and the scout were in full view of people coming and going in the church and the door to the meeting room was open. This incident was supposed to have happened in early 1988. Joe had taken the boy in the

hallway to talk to him because he was being disruptive at the meeting. The police then informed him that as it was one person's word against another no action would be taken. However one year later, in February 1989 the police asked him to make arrangements to take a polygraph test. He could not go that day because of other commitments and said he would call them and make future arrangements. The next day he called the police and they told him that he had to go to the station or they would come and get him. On his visit to the station he was informed that another boy had accused him of molestation when they were on a campout in 1985. Joe stated that this was supposed to have happened while he and the boy were in a tent. However this could not have happened as he did not share a tent with the boys, they had their own tent. Both the boys concerned are friends and one of these boys was in a juvenile center at the time of the arrest because he had raped a girl at school. The accusation came out at a group therapy session and he believed the boy accused him to try to get out of the center, in fact blaming Joe for his own behaviour.

The jury at the trial was deadlocked because one juror stuck to a guilty verdict although the others believed him innocent. A mistrial was declared. Subsequent to the mistrial he went to court again where the judge dismissed the case because the prosecutor could come forward with no further evidence against him.

Joe has been in scouting for 15 years, he was a junior assistant scoutmaster at 16 and subsequently became scoutmaster of the troop. At the time he became scoutmaster there were only two boys left in the troop and he increased the membership to around 15.

JIM BALKMAN:

Who is the real liason between the troop and the sponsoring institution and is this a close relationship?

JOE:

There has not been a close relationship with the church and it seemed at times that the church did not want the troop meeting there. However the relationship has varied over the years. Prior to his arrest he had tried to improve relationships by better communication and there was some improvement.

JIM:

Where do you work?

JOE:

At [REDACTED] in Carson repairing stereos etc.

JIM:

Did you know that the chaplain at camp had made an accusation to [REDACTED]?

JOE:

No

JIM:

Did [REDACTED] ever say anything?

JOE:

No

JIM:

What was the purpose of the leather and chain attire?

JOE:

It was only at certain times he wore this. He has a heavy metal rock band.

JIM:

Have you ever used drugs or alcohol.

JOE:
I tried drugs, I do not use alcohol.

JIM:
Do you use profane or lewd language.

JOE:
Never.

BOB GRAY:
Why did the boys make these accusations?

JOE:
[REDACTED] is the type of boy who craves affection and misbehaves to create attention. The night he sent him out of the room he had been misbehaving by tearing up a football and was sent out into the hall. However he continued to disrupt the troop meeting and [REDACTED] went out to talk to him. The door to the meeting room was open at all times and they stood at the top of the stairs where everyone could see them. There was also a cub scout meeting going on at the time.

JIM:
Did the parents ever comment on the incident.

JOE:
Did not talk to the parents at any time. However in the mother's testimony in court she stated that her son lied a lot and there were discipline problems.

BOB:
How did this come to the Police's attention?

JOE:
The mother told them.

MALCOLM TREADWELL:
He had shared a campsite with Joe's troop at camp in 1987, he thought Joe ran a good troop and did not see anything irregular.

BOB:
How old was this boy in 1985 and when he made the accusation?

JOE:
He did make the accusation until 1988. He was 11 in 1985 when they were at camp. He made these charges in group therapy sessions after he was charged with rape. He was active in the troop off and on from 1985 to 1988 and did not make any complaints.

JIM:
Were any of the boys ever at your home?

JOE:
Yes, but not individually but rather as a group working on things like Scout Show signs etc.

JIM:
Did they ever see you participate in drugs?

JOE:
No. I tried them but do not use drugs, I do not even smoke cigarettes around them.

ED BEALS:
Why couldn't the scout office contact you about the suspension?

JOE:
I was in jail for two months before bail was raised.

BOB:
They tried to find you before you went to jail.

JOE:
Possibly they had the old address, I had moved.

KURT:

We need to know your reasons for requesting reinstatement.

JOE:

Because I have been involved with scouting since I was 10 years old. I felt that as I had no father and being raised in the innercity that scouting was very important in my life. Scouting is extremely important for boys who come from single parent or low income families. If I leave, not only will the troop fold, but there will be no alternative in that area. I feel it is important to me to be able to give back to scouting what scouting gave me.

BOB:

Having known Joe for many years I felt that within that innercity area Joe was a very positive influence. However has Joe considered the possibility that if he is reinstated further accusations may be made at him whenever a boy becomes angry. This is a very viable risk.

JOE:

Even knowing this, I still wish to work with scouts as I stated in my letter requesting reinstatement. I would go through the whole trial again if necessary.

JIM:

Do you know why anyone at Tahquitz would make an accusation against you?

JOE:

I know nothing of any accusation.

██████████ was introduced as a character witness. ██████████ is assistant scoutmaster of Joe's Troop.

As far as I am concerned Joe is the epitomy of Scouting and I respect him as my scoutmaster. My son and ex wife live with Joe. If I had any doubts I certainly would not let my son live with him. I have known Joe 3 years. I can not believe this has happened. I do not know why these boys would accuse him but I do not know these boys real well.

Joe is a friend to all the boys. He is a geat example. He is a good scout - trustworthy, and outdoorsman etc.

Under no circumstances have I ever seen Joe do anything of a suspicious nature.

DARYL DUCOING was introduced as a character witness, Daryl is a scoutmaster in another troop in the innercity area, a long time scouter and active within the district.

As far as I am concerned Joe is possibly a little too lenient with the boys. I definately can not believe these accusations could be true. Joe might fool around with the boys at times but this was all in fun, he could never hurt them in any way.

Joe is a very good role image because he is easygoing but can always get the boys to cooperate.

Under no circumstances has he ever heard Joe use profanity around the boys nor has he ever seen Joe do anything to any child at any time. No one has ever approached him with anything suggestive about Joe.

SAM RUE was introduced as institutional representative, he has also been a district chairman, member of the executive board for 12 years holds the Silver Beaver and District Award of Merit. he has been in scouting for 35 years. Sam is a character witness for Joe.

Sam stated that his church sponsors the troop. He personally attended each and every court appearance to follow the trial. The prosecuting attorney measured

the hallways etc where the incident at the troop meeting happened and at the time mentioned to the janitor that "She was going to get his ass". In court the witnesses for the prosecution were not even credible. They lied about the room arrangements and the layout of the hall. Sam felt that Joe should be reinstated, he has a good character and is a fine example to the boys. He has known Joe since Joe was senior patrol leader through assistant scoutmaster to scoutmaster.

JIM:

Can Sam relate to any incident in which Joe used sexual contact or abused a child.

SAM:

Absolutely not.

BOB:

What is your position with the troop?

SAM:

I have been institutional representative for 12 years.

JIM:

Why did these boys make accusations?

SAM:

I don't know. They were lying about the room arrangements.

BOB:

What did the prosecuting attorney say after the mistrial?

SAM:

She said she was going to reopen the case. The second time, the judge said that as the prosecutor could not produce any more evidence he was not going to waste the courts' time as there was no case and therefore it would not be reopened. I believe Joe should be reinstated and this should be recommended to regional.

BOB:

Stated again that Joe would be vulnerable to further accusations if he was reinstated.

SAM:

I still state that Joe should be reinstated as the boys who made the accusations were not in the least credible and they definitely lied about the physical arrangements in the church. As representative of the sponsor he felt that Joe should be reinstated.

KURT:

Have you had any contact with the church minister?

SAM:

Yes and he feels that they would take Joe back immediately.

ED BEALS to JOE:

What happens to you if National denies your reinstatement?

JOE:

Have not looked that far ahead but feel that I should be reinstated.

Joe left the room.

JIM BALKMAN talked to the panel and suggested that they review the material they had heard and meet again to discuss their findings. It was agreed that each panel member would call Jim by Friday December 15, 1989 and give him their decision. If they can not get a hold of Jim they can relay this to Kurt.

Joe was called back in the room.

Jim explained to Joe that until a decision is made by National that he can not be involved in scouting in any way. He will get back to Joe within the week and let him know what the decision of the panel will be. However after the panel had reached their findings it would be then up to Regional and National to give their decisions on reinstatement. This would come in the form of a letter to the council.

Meeting adjourned 6:50 P.M.

Respectfully Submitted,

Kurt S. Weaver
Scout Executive.
AG:

APPEAL FOR REINSTATEMENT OF MEMBERSHIP, JOE COLBERT

PANEL MEETING DECEMBER 16, 1989

ATTENDANCE: Jim Balkman, Chairman, Bob Gray, Ed Beals, Malcolm Treadwell,
Ann Gates.

Meeting commenced 7:00 A.M.

The panel recommended that they investigate further into the allegations from Camp Tahquitz in 1987 by chaplain Joe Palumbo, and also into allegations made by Joe Colbert's sister which occurred in 1984.

Bob Gray is to follow up on [REDACTED], who made the allegations to the chaplain.

Jim Balkman is to follow up with Mike Dermody, Camp Director and with [REDACTED]. Jim will also contact Joe to let him know that a decision has not been made at this time.

Meeting adjourned 8:15 A.M.

Respectfully submitted,

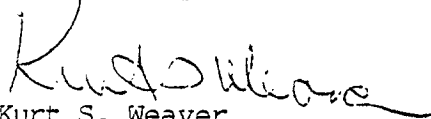
Ann Gates
Secretary

Meeting between Kurt S. Weaver Scout Executive and Mike Dermody Camp Director, Tahquitz concerning Joe Colbert.

Weaver asked Dermody if there was any time he could recall when there was any complaint about the conduct of Joe Colbert while he served on camp staff. Weaver defined misconduct to Dermody as meaning whether Colbert ever propositioned or made indecent proposals to younger boys or other camp staff members.

Dermody stated that a few years ago, the chaplain approached Dermody and stated that one of the younger staff members had been confronted by Colbert with suggestive and lewd remarks. The chaplain did not go into any detail concerning the incident and because it was the last week of camp no action was taken but Dermody made the determination not to rehire Colbert in future. The young man concerned did not contact the Scout Administration concerning the alleged incident.

Respectfully submitted,



Kurt S. Weaver
Scout Executive

:ag



Western Region • Boy Scouts of America

185 North Wolfe Road • P.O. Box 3464 • Sunnyvale, California 95088-0464
(408) 735-1201

October 10, 1989

Mr. Joe Colbert
[REDACTED]

Long Beach, CA 90804

Dear Mr. Colbert:

Thank you for your letter requesting a review for reinstatement of membership in the Boy Scouts of America.

Your letter has been forwarded to the review committee and I believe it will be discussed at their next meeting.


Sincerely,

Richard R. Harrington
Regional Director

/rj

bcc - Richard Breithaupt

Rick: Here's another one! Don't have any details. Apparently this man was charged, tried, and found innocent - however, a call to Kurt Weaver, Scout executive regarding background information probably would be in order.


Copy to - Kurt Weaver

CONF017351

November 30, 1989

TO: JIM BALKMAN
ED BEALS
BOB GRAY
MALCOLM TREADWELL

FROM: KURT S. WEAVER
Scout Executive

Dear Scouters:

Please find enclosed papers concerning the arrest, trial and request for reinstatement of membership in the Boy Scouts of America of Joe Colbert.

Please be reminded that the appeal hearing will be held on Tuesday, December 12, 1989 at 5:30 P.M. in the Scout Service Center.

If you have any questions regarding this matter, please feel free to call me.

Sincerely,

Kurt S. Weaver
Scout Executive
KSW:ag

CONF017352

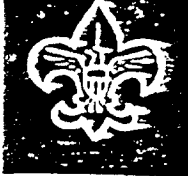
TO: JIM BALKMAN Chairmann
ED BEALS
BOB GRAY
MALCOLM TREADWELL

FROM: KURT S. WEAVER
Scout Executive

Dear Scouters:

Please find enclosed papers concerning Joe Colbert and his letter requesting reinstatement of membership in the Boy Scouts of America.

Please be reminded that the appeal hearing will be held on Tuesday, December



SCOUTING/USA

LONG BEACH AREA COUNCIL,
BOY SCOUTS OF AMERICA W-32

401 E. 37th Street, Long Beach, California 90807
P.O. Box 7338
Telephone: 213/427-0911

September 29, 1989

Mr. Richard Harrington
Regional Director
Western Region, BSA

[REDACTED]
Sunnyvale, CA 94088-3464

Dear Mr. Harrington:

As per our conversation today, I am enclosing the letter of appeal for reinstatement of membership for Joe Colbert.

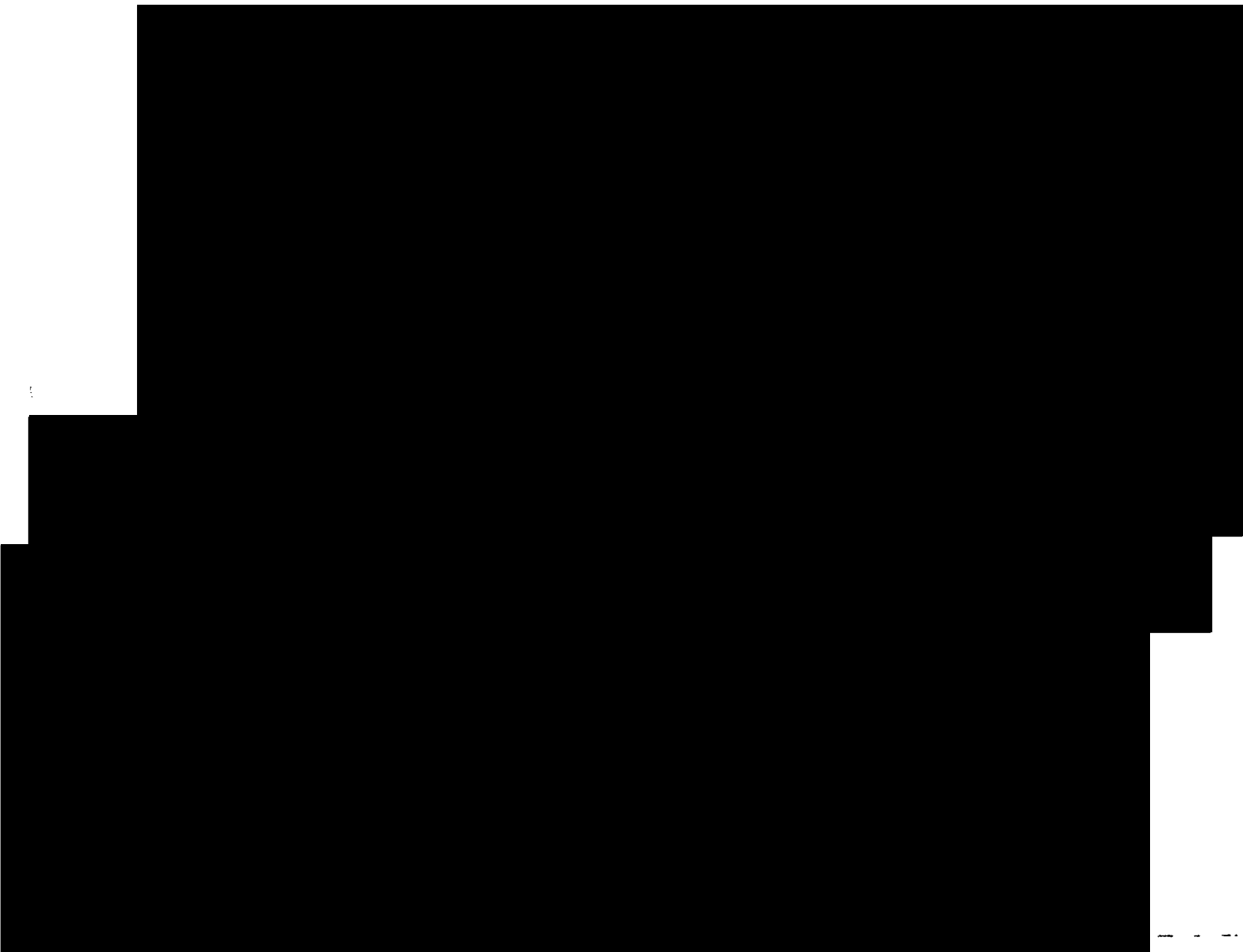
We will follow through with the rest of the information you require as soon as the Scout Executive as reviewed this on Tuesday.

Sincerely,

Ann Gates
Executive Secretary

CONF017354

[REDACTED]
Long Beach, CA 90804





SCOUTING/USA

BOY SCOUTS OF AMERICA W-32

401 E. 37th Street, Long Beach, California 90807

P.O. Box 7338

Telephone: 213/427-0911

October 4, 1989

Mr. Joseph Colbert
[REDACTED]

Long Beach, CA 90804

Dear Joe

It is my understanding that you want your registration reinstated with the Boy Scouts of America.

In order to apply for reinstatement would you please write to Mr. Lee Sellers, Council President, [REDACTED] Long Beach, CA 90807 requesting that your membership be reinstated.

Upon receiving the letter Mr. Sellers will convene a review board to consider the reinstatement.

The review board is not an automatic reinstatement of membership with the Boy Scouts of America. After the review board meets the appeal will then be forwarded to the Regional and then to the National Office.

If you have any questions please contact me.

Sincerely,

Kurt S. Weaver
Scout Executive
KSW:ag

CONF017356



BOY SCOUTS OF AMERICA

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

November 14, 1989

Mr. Kurt S. Weaver
Scout Executive
Long Beach Area Council, No. 32

PERSONAL AND CONFIDENTIAL

SUBJECT: Joseph A. Colbert

Dear Kurt:

Periodically, we follow-up on all of our cases which are still open. This case has dragged on a long time because of postponements in the trial. I understand there, also, was a mistrial at one point.

We would like to know if anything further has occurred, since the last article we received indicated there was to be something else happening on September 29.

Even if Mr. Colbert is acquitted or the case is dismissed, we still feel he should be left on the Confidential File and registration be refused should an attempt be made.

Thanks for your help in completing this matter.

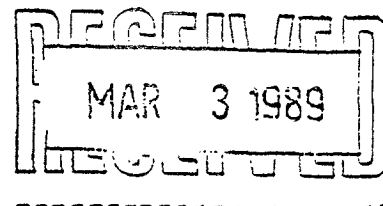
Sincerely,

Paul Ernst, Director
Registration Service

ag

cc: Western Region

CONF017357



*Ernst
Bouckey
435-0611
12/2/89*

BOY SCOUTS OF AMERICA

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

February 28, 1989

Mr. Kurt S. Weaver
Scout Executive
Long Beach Area Council, No. 32

PERSONAL AND CONFIDENTIAL

SUBJECT: Joseph A. Colbert

Dear Kurt:

Thank you for your Confidential Record Sheet and the letter to Mr. Colbert suspending him from Scouting. These are most helpful as we start a file which will lead to refusal of future registration attempts.

We would like a copy of a paper with Mr. Colbert's signature, if you have this available as this aids in the identification process. The remainder of the Confidential Record Sheet is quite complete and will help us to identify him. At the time the legal action is completed, we would like the outcome for our files. This would give us all the substantiation necessary to maintain Mr. Colbert on our Confidential File in the future.

Sincerely,

Paul Ernst, Director
Registration Service

ag

cc: Western Region

CONF017358

Balkman: In the case of someone making unfounded allegations, the council could never be sure, there will always be some doubt.

Gray: As long as there is any doubt he can not vote for reinstatement.

Balkman asked the panel to vote as to reinstatement of membership.

The panel voted unanimously NOT to reinstate membership.

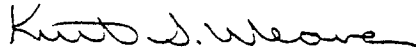
Their reasons were as follows:

1. No clear cut decision was made in the child molestation court case which has left some doubt as to his innocence.
2. The unsubstantiated suggestions that Colbert has made lewd remarks etc. at camp and the substantiated incident reported to Bob Gray regarding [REDACTED].
3. The incident where Colbert laid down next to [REDACTED] naked (see statement attached.)

The overall general feeling of the panel is from this point forward they would not feel comfortable with Colbert working in an adult leadership position in scouting or any other youth organization. Therefore they can not recommend reinstatement of membership in the Boy Scouts of America.

Meeting adjourned 6:30 P.M.

Respectfully submitted,



Kurt S. Weaver
Scout executive
:ag

Scout leader accused of molestation

From staff reports

A 25-year-old Long Beach Boy Scout leader is in custody today after two of the boys in his group told police they had been molested by him.

Joseph A. Colbert, 25, who was described as a committee chairman in the city's Boy Scout chapter, was arrested Wednesday evening on suspicion of lewd and lascivious conduct with a child under 14, and oral copulation, said Long Beach police Det. Michael Stovall. Colbert was a volunteer with the Scouts, but Stovall said he didn't have any information on the suspect's occupation.

The two boys were 11 and 12 years old at the time of the incidents, Stovall said. One of the molestations allegedly occurred at a Scout meeting in 1985, and the other during a 1988 campout in North Long Beach.

One of the boys told his mother about the incident, and the other alleged it during a counseling session, Stovall said, adding there are no allegations pending from other Scouts.

Colbert went to the police station voluntarily Wednesday night. He was booked into the Los Angeles County Jail Thursday, and bail was set at \$7,500.

Kurt Weaver, an official with the Long Beach Scout chapter, declined comment Thursday evening. Weaver said he preferred to review the case first.

Foes fight

FROM/E 1

"People don't want to be lulled into an attitude of 'it will never happen,'" Los Alamitos Councilwoman Alice Jempsa said.

The coalition is studying whether either site could be converted into a commercial airport or a "joint use" facility that would be used by both the military and private aircraft.

Despite the refusal of the Airport Site Coalition to drop Los Alamitos and Seal Beach from consideration, officials have a long list of reasons why those areas are unlikely to be selected as an airport site.

Shutdown of the Los Alamitos center would probably cause thousands of local reservists to drop out of the armed forces and would force a major redrafting of the state's emergency disaster plans, which call for all Southern California operations to be coordinated out of Los Alamitos, an airfield commander said.

And Naval Weapons Station spokesperson Tracey Schwarze

CSULB stu

FROM/E 1

dents would approve a "university union" fee — and McCray plans to ask them to do just that in a vote next fall.

"We were unaware of this technical legal problem with the student fee," McCray said. "We found out in the course of seeking several legal opinions from the chancellor's office. Now we're looking at a vote in October on the university union fee, and I'm confident it will pass.

"This project is doable — partly because we need it so much."

Statue of WI

FROM/E 1

Deane Dana.

Rotwin and Maricich then

\$1 billion Pike

Council No. 32

Full Name JOSEPH A. COLBERT
(no initials if you can possibly get full)

Address [REDACTED]

City LONG BEACH State CA

Date of Birth 02-03-64 (This is im

Approximate age _____ (To be used ONLY when

Religion _____ Nat _____

Occupation _____

Education _____

Weight 191¹ Height 6'2" Rac _____

Color of hair BLACK Color of eye _____

Outstanding characteristics or interests _____

Married or single single Children 1.0
(Number)

Spouse's name _____

Scouting connections: Chartered or

Unit No.	City	State	Position
<u>T9</u>	<u>Long Beach Ca</u>	<u>CA</u>	<u>SM</u>

Special recognition _____

Suspended or denied registration for followin
alleged child molestat

SPECIFY THE FACTS WHICH LEAD YOU TO RECOMMEN
INCLUDING HOW THE INFORMATION CAME TO THE CC
ATTACHED SUPPORTING DOCUMENTS (STATE ONLY KN
OR SPECULATION):

Phone call from
Berkeley

Signed _____

Council _____

Henrietta Charles
Valerie Martinez

writers

All charges have been dropped
the name of a former Long
Scout leader accused
sexually molesting two Scouts,
officials said.
Joseph Colbert, 25, had been
charged with molesting the two
aged 11 and 12 at the time,
during two separate Boy Scout
activities.

Howe a Long Beach Superior Court jury deadlocked three times last month in favor of Colbert's innocence during deliberations. A unanimous verdict is needed for a criminal conviction so Colbert's case was declared a mistrial.
Deputy Public Defender Lynda Vitale said Monday the testimony of the two boys was contradictory and not sufficient enough to fully convince the jurors of Colbert's guilt.

Deputy District Attorney Carol Rose said that during the dismissal hearing Friday, she told the judge there was no new evidence in the case and therefore could not justify a new trial for Colbert.
Colbert, who was described as a former committee chairman in the city's Boy Scout chapter, was arrested Feb. 22. He was charged with lewd and lascivious conduct with a child under 14 and oral copulation.

One of the incidents for which Colbert was being tried allegedly occurred at a Scout meeting in 1985. The other incident occurred during a camp out in North Long Beach.
One of the boys told his mother about the incident, and the other alleged it during a counseling session. There were no allegations from any of the other Scouts.
Colbert had remained free on \$5,000 bail.

changed to loitering.

Scout leader to stand trial

A 25-year-old Long Beach Boy Scout leader, charged with molesting two members of his troop, was ordered to stand trial following a preliminary hearing into the evidence Wednesday in Long Beach Municipal Court. Joseph A. Colbert is set to enter a plea on two counts of lewd and lascivious conduct with a child under 14 on March 22 in Long Beach Superior Court. Colbert is accused of molesting two boys, aged 11 and 12, one at a 1985 Scout meeting, the other during a 1988 campout.

From staff and wire reports

TROOP S-0009

ROSTER

LONG BEACH

CA

DISTRICT NAME & NUMBER
DAN BEARD 03

COUNTY
LOS ANGELES

LOCAL UNIT NO. STATUS
9 R

TERM (MONTHS)
12

RENEWAL DATE
4/30/89

437-0924
CHARTERED ORGANIZATION NAME & ADDRESS
COVENANT PRESBYTERIAN CHURCH

CODE
007

INSTITUTIONAL HEAD NAME, ADDRESS, PHONE
DON EMMEL

100 % BOY'S LIFE N
TOP LEADER TRAINED Y
QUALITY UNIT ? N

LONG BEACH CA 90812

Bonsky

LONG BEACH CA 90812

145 MONTHS COMPLETED TENURE

MEETING PLACE AND DAY
JR HI ROOM TUE

[Redacted]

BOYS' LIFE: TERM BEGINS ENDS
11 3/88 6/89

Chris Knoke

ADULT MEMBER LISTING

LDR NO	POS	BL	ST	NAME	ADDRESS	CITY & STATE	ZIP	DATE OF BIRTH	SEX	PHONE
019544	SA R	ELMER		BONSKY	[Redacted]	LONG BEACH	CA 90814	5/17/35	M	H213 [Redacted]
018753	MC M	LUANA J.		BONSKY	[Redacted]	LONG BEACH	CA 90814	12/21/46	F	H213 [Redacted]
011042	SMR	JOSEPH A		COLEBERT	[Redacted]	LONG BEACH	CA 90802	2/09/64	M	H213 [Redacted]
011044	CC M	BARRELL		BUCCINO	[Redacted]	LONG BEACH	CA 90814	10/09/29	M	H213 [Redacted]
019545	MC R	GIL		JOHNSON	[Redacted]	LONG BEACH	CA 90815		M	H213 [Redacted]
019546	SC M	SAM		RUE	[Redacted]	LONG BEACH	CA 90815		M	H213 [Redacted]

Elmer Bonsky

Disconnected

6 ADULTS PRINTED

to being picked up for child molestation today - records call from [Redacted]

[Redacted]

11 of this #.

*Ann
Trail comm
up - please let
Paul know that.*



BOY SCOUTS OF AMERICA

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

July 12, 1989

*Put in
colbert file*

Mr. Kurt S. Weaver
Scout Executive
Long Beach Area Council, No. 32

PERSONAL AND CONFIDENTIAL

SUBJECT: Joseph H. Colbert

Dear Kurt:

In February, you sent us information concerning the above named individual. The allegation was that child molestation had taken place.

We would like to know if any legal action has transpired since that time and the outcome. This would then help us to complete our file and have all the necessary information for refusing registration anywhere in the country.

Thanks for your help.

Sincerely,

Paul Ernst, Director
Registration Service

ag

cc: Western Region



401 E. 37th Street, Long Beach, California 90807
P.O. Box 7338
Telephone: 213/427-0911

August 21, 1989

National Office, BSA
1325 Walnut Hill Lane
PO Box 152079
Irving, Texas 75015-2079

ATTN: Paul Ernst


Dear Paul:

RE: Joseph Colbert Personal and Confidential

We understand that the trial of the above named was due to be held on July 31, 1989. However as of this date we have not had any communication as to the outcome.

As soon as we hear anything on this we will let you know.

Sincerely,


Ann Gazas
Executive Secretary

Management, Books and...

and, "am

...to be filled with...

Scout leader molestation case a mistrial

by Henrietta Charles

Staff Writer

A mistrial has been declared in the case of a former Long Beach Boy Scout leader, charged with sexually molesting two scout members.

Judge Charles D. Sheldon deadlocked three times before an acquittal while trying to reach a verdict, finally giving Tuesday.

Joseph Colbert, 25, was arrested Feb. 22 and charged with molesting the two boys, who were aged 11 and 12 at the time of the alleged incidents.

Colbert has remained free on \$5,000 bail.

The eight-woman, four-man jury began deliberating Aug. 31 following five days of testimony.

On Tuesday, the jury told Long Beach Superior Court

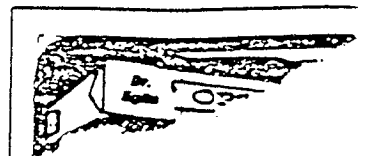
Judge Charles D. Sheldon that they were hopelessly deadlocked.

Each tally ended in favor of finding Colbert not guilty, according to his attorney, Los Angeles County Deputy Public Defender Lynda Vitale. A unanimous verdict is needed for a criminal conviction.

Wednesday, Vitale asked Sheldon to dismiss the case. A second hearing on that request is set for

Sept. 29.

One of the molestations Colbert is charged with allegedly occurred at a Boy Scout meeting in 1985. The second incident allegedly occurred during a Scout campout in North Beach.



Students get 'over there'

he will remain suspended.
[REDACTED] blame for "bearing his
side of the story"

On the above date [REDACTED] Scout Executive met with [REDACTED] + [REDACTED] concerning Joe. A Colbert.

[REDACTED] explained that he had tried to deliver a letter to Joe Colbert concerning his suspension from Scouting. We went to 2 different addresses Joe was to have lived at and could not find Colbert.

[REDACTED] explained to [REDACTED] that there was no way that the allegations were true. [REDACTED] had known Colbert for years and he just couldn't be true. He explained that Colbert had kicked a couple of kids out of the Troop for vulgar language. He also stated that kids would call one another a faggot and that it was not uncommon to call an adult a faggot if they were faking not realizing the seriousness to others that may hear the conversation.

[REDACTED] explained that until Colbert has been exonerated by the police

2017-89

[redacted] and I went to
addresses talked for Joe R. Cobb
He wasn't living at either address
We talked to [redacted] that we
have known Joe to find out where
he was living.

We searched for three hours
trying to find Joe R. Cobberts work
abouts on Friday Feb 17, 1989

[redacted]

Pres. Lee Sellers was out of town
(Palm Springs on this day (2-17-89
Talked to him by telephone about
Joe Cobbert to keep him informed

3:00
p.m.

Talked to Lt. Jim Miller, Long Beach Police Department concerning Joe Colbert & alleged child molester. He said that Colbert hasn't been picked up. I stated to him that our policy is that when there is allegations of child molesters then the volunteer is immediately suspended from scouting activities.

~~_____~~
~~_____~~
~~_____~~
2-17-89

2:00 P.M.

received a call from chief
Lawrence Bunkley concerning the
imminent arrest of Joseph A. Colbert,
Scoutmaster Troop 9.



SCOUTING/USA

LONG BEACH AREA COUNCIL
BOY SCOUTS OF AMERICA W-32

401 E. 37th Street, Long Beach, California 90807

P.O. Box 7333

Telephone: 213/427-0911

February 17, 1989

Mr. Joseph A. Colbert

████████████████████
Long Beach, CA 90802

Dear Mr. Colbert:

Please be advised that as of this date, February 17, 1989, you are suspended from all Scouting and Exploring activities in the Long Beach Area Council, Boy Scouts of America, until such time as you are exonerated from all current allegations and possible litigation.

Respectfully yours,

KURT S. WEAVER
Scout Executive
KSW:mr

cc: Paul Ernst, Director, Registration Service, National Office
David Park, Legal Department, National Office
Raich Parker, Area Director
Lee Sellers, Council President
L. Lee Humphries, Vice President-Membership
Keith Gills, Vice President-Operations
Donald C. Wallace, Chairman, Legal Committee
Sam Rue, Scouting Coordinator
Don Emmel, Institutional Head

CALL BACK REQUESTED _____

COUNCIL # ~~5000~~ ~~713~~ Long Beach PHONE NO:

On-Line _____ Batch _____

CALLER: Kurt Weaver POSITION: SE

TYPE OF PROBLEM

REGISTRATION _____ VETERANS _____

DEBIT _____ CREDIT _____

PROGRAM CODE & UNIT # RENEWAL DATE TRANSMITTAL # ID # FILM #

Joe Colbert
Appeals committee
refused to reinstate
Council is sending all info

SOLUTION:

NAME Clare
DATE 1-17-90
TIME _____

January 9, 1990

Mr. Kurt S. Weaver
Scout Executive
Long Beach Area Council, No. 32

PERSONAL AND CONFIDENTIAL

SUBJECT: JOSEPH A. COLBERT

Dear Kurt:

The last communication we had from you concerning the above named individual indicated that there was some action to take place on September 29, 1989. Since we have not yet heard from you we wondered if this had been completed by this date.

We would like to have anything you can give us so we can close this file, since this case started quite some time ago.

Thanks for your help in completing this file.

Sincerely,

READY FOR FILE

JAN 09 1990

Paul Ernst, Director
Registration Service

JULIE FIELDER

jf

cc: Western Region

CONF017373

READY FOR FILE

November 14, 1989

NOV 17 1989

A. GRAVES

Mr. Kurt S. Weaver
Scout Executive
Long Beach Area Council, No. 32

PERSONAL AND CONFIDENTIAL

SUBJECT: Joseph A. Colbert

Dear Kurt:

Periodically, we follow-up on all of our cases which are still open. This case has dragged on a long time because of postponements in the trial. I understand there, also, was a mistrial at one point.

We would like to know if anything further has occurred, since the last article we received indicated there was to be something else happening on September 29.

Even if Mr. Colbert is acquitted or the case is dismissed, we still feel he should be left on the Confidential File and registration be refused should an attempt be made.

Thanks for your help in completing this matter.

Sincerely,

Paul Ernst, Director
Registration Service

ag

cc: Western Region

CONF017374



SCOUTING/USA

LONG BEACH AREA COUNCIL,
BOY SCOUTS OF AMERICA W-32

401 E. 37th Street, Long Beach, California 90807
P.O. Box 7338
Telephone: 213/427-0911

September 7, 1989

National Office ,BSA
Confidential Records
1325 Walnut Hill Lane
PO Box 91505
Irving Texas 75015-2079

Attn: Paul Ernst


Dear Paul:

PLEASE see the attached newspaper item on the molestation trial of Joseph Colbert.

A hearing has been set for September 29, 1989 to dismiss the case.

We will let you know the outcome at that time.

Sincerely,



Ann Gates
Executive Secretary

CONF017375

Scout leader molestation case a mistrial

By Henrietta Charles
Staff writer

A mistrial has been declared in the case of a former Long Beach Boy Scout leader, charged with sexually molesting two group members.

Jurors deadlocked three times in favor of acquittal while trying to reach a verdict, finally giving up Tuesday.

Joseph Colbert, 25, was arrested Feb. 22 and charged with molesting the two boys, who were aged 11 and 12 at the time of the alleged incidents.

Colbert has remained free on \$5,000 bail.

The eight-woman, four-man jury began deliberating Aug. 31 following five days of testimony.

On Tuesday, the jury told Long Beach Superior Court

Judge Charles D. Sheldon that they were hopelessly deadlocked.

Each tally ended in favor of finding Colbert not guilty, according to his attorney, Los Angeles County Deputy Public Defender Lynda Vitale. A unanimous verdict is needed for a criminal conviction.

Wednesday, Vitale asked Sheldon to dismiss the case. A second hearing on that request is set for

Sept. 29.

One of the molestations Colbert is charged with allegedly occurred at a Boy Scout meeting in 1985. The second incident allegedly occurred during a 1988 Scout campout in North Long Beach.



SCOUTING/USA

Cub Scout, Scout, and Explorer Programs

LONG BEACH AREA COUNCIL,
BOY SCOUTS OF AMERICA W-32

401 E. 37th Street, Long Beach, California 90807
P.O. Box 7338
Telephone: 213/427-0911

August 21, 1989

National Office, BSA
1325 Walnut Hill Lane
PO Box 152079
Irving, Texas 75015-2079

ATTN: Paul Ernst

Dear Paul:

RE: Joseph Colbert Personal and Confidential

We understand that the trial of the above named was due to be held on July 31, 1989. However as of this date we have not had any communication as to the outcome.

As soon as we hear anything on this we will let you know.

Sincerely,

Ann Gates
Executive Secretary

CONF017377

READY FOR FILE

JUL 14 1989

A. GRAVES

July 12, 1989

Mr. Kurt S. Weaver
Scout Executive
Long Beach Area Council, No. 32

PERSONAL AND CONFIDENTIAL

SUBJECT: Joseph H. Colbert

Dear Kurt:

In February, you sent us information concerning the above named individual. The allegation was that child molestation had taken place.

We would like to know if any legal action has transpired since that time and the outcome. This would then help us to complete our file and have all the necessary information for refusing registration anywhere in the country.

Thanks for your help.

Sincerely,

Paul Ernst, Director
Registration Service

ag

cc: Western Region

CONF017378

TROOP S-0009

CHARTER RENEWAL

LONG BEACH

CA

DISTRICT NAME & NUMBER

[REDACTED]

COUNTY LOCAL UNIT NO. STATUS TERM (MONTHS) RENEWAL DATE
 0 LOS ANGELES 9 R 12 4/30/89

CHARTERED ORGANIZATION NAME & ADDRESS
 COVENANT PRESBYTERIAN CHURCH

[REDACTED]

CODE INSTITUTIONAL HEAD NAME, ADDRESS, PHONE
 007 DON EMMEL

COUNCIL CERTIFICATION:

NAT UNIT AWARD EARNED Y

REREGISTERING ON TIME ---

TOP LEADER TRAINED? ---

100% BOYS LIFE? N

LONG BEACH CA 90812 LONG BEACH CA 90812

MEETING PLACE AND DAY BOYS' LIFE: TERM BEGINS ENDS
 JR HI ROOM TUE 12' 7/88 6/89

SIGNATURES:

INSTITUTIONAL HEAD CERTIFICATION SIGNATURE [Signature]
 COUNCIL REPRESENTATIVE SIGNATURE [Signature]
 SC [Signature] CC Barrell Dudding
 MC Luanna Bonsky MC Gil Johnson
 NIT LEADER'S CERTIFICATION [Signature]

REGISTRATION INFORMATION	QTY	FEE
UNIT CHARTER FEE		\$ 20.00
PD YOUTH	<u>10</u>	\$ 10.00
MULTIPLE YOUTH	<u>---</u>	XXXXXXXX
PD YOUTH B/L SUBS	<u>---</u>	\$ <u>---</u>
PD ADULTS	<u>3</u>	\$ <u>15</u>
MULTIPLE ADULTS	<u>3</u>	XXXXXXXX
PD ADULT B/L SUBS	<u>---</u>	\$ <u>---</u>
TOTAL FEES SUBMITTED		\$ <u>75.00</u>

145 MONTHS COMPLETED TENURE TROOP ON BASIC BUDGET PLAN? --- HANDICAPPED ---

ADULT MEMBER LISTING

LDR NO	POS	BL	ST	NAME	ADDRESS	CITY & STATE	ZIP	DATE OF BIRTH	SEX	PHONE
✓ 012510	SA R			TIM	[REDACTED]	LONG BEACH	CA 90804	17/05/37	M	[REDACTED]
✓ 013756	MC R			LUANA J. BONSKY	[REDACTED]	LONG BEACH	CA 90814	12/21/46	F	H213 6213
✓ 013544	SA R			ELMER BONSKY	[REDACTED]	LONG BEACH	CA 90814	3/17/35	M	[REDACTED]
✓ 011042	SM R			JOSEPH A COLBERT	[REDACTED]	LONG BEACH	CA 90814	2/00/64	M	H213
✓ 011044	CC R			BARRELL DUDDING	[REDACTED]	LONG BEACH	CA 90814	10/00/29	M	H213
✓ 019545	MC R			GIL JOHNSON	[REDACTED]	LONG BEACH	CA 90815		M	H213

READY FOR FILE

FEB 28 1989

A. GRAVES

February 28, 1989

Mr. Kurt S. Weaver
Scout Executive
Long Beach Area Council, No. 32

PERSONAL AND CONFIDENTIAL

SUBJECT: Joseph A. Colbert

Dear Kurt:

Thank you for your Confidential Record Sheet and the letter to Mr. Colbert suspending him from Scouting. These are most helpful as we start a file which will lead to refusal of future registration attempts.

We would like a copy of a paper with Mr. Colbert's signature, if you have this available as this aids in the identification process. The remainder of the Confidential Record Sheet is quite complete and will help us to identify him. At the time the legal action is completed, we would like the outcome for our files. This would give us all the substantiation necessary to maintain Mr. Colbert on our Confidential File in the future.

Sincerely,

Paul Ernst, Director
Registration Service

ag

cc: Western Region

CONF017380



SCOUTING/USA

LONG BEACH AREA COUNCIL,
BOY SCOUTS OF AMERICA W-32

401 E. 37th Street, Long Beach, California 90807
P.O. Box 7338
Telephone: 213/427-0911

February 17, 1989

Mr. Joseph A. Colbert
[REDACTED]

Long Beach, CA 90802

Dear Mr. Colbert:

Please be advised that as of this date, February 17, 1989, you are suspended from all Scouting and Exploring activities in the Long Beach Area Council, Boy Scouts of America, until such time as you are exonerated from all current allegations and possible litigation.

Respectfully yours,

KURT S. WEAVER
Scout Executive
KSW:mr

bcc: Paul Ernst, Director, Registration Service, National Office
David Park, Legal Department, National Office
Ralph Parker, Area Director
Lee Sellers, Council President
L. Lee Humphries, Vice President-Membership
Keath Bills, Vice President-Operations
Donald C. Wallace, Chairman, Legal Committee
Sam Rue, Scouting Coordinator
Don Emmel, Institutional Head

*Added to CF file
deleted from Greg
file.
2/21/89
amw*