

2/21/87
GET UP

BOY SCOUTS OF AMERICA

DATE 3/16/87

FULL NAME TIMMIR ^{V.} ~~DUKES~~ DUKES SOCIAL SECURITY NUMBER _____
(No initials if you can possibly get full name)

ADDRESS _____

CITY PORTLAND STATE OREGON ZIP CODE 97216

DATE OF BIRTH 7/56 (This is important and should be exact)

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

RELIGION W.D.S. (EXCOMMUNICATED) NATIONALITY U.S.

OCCUPATION APT. MANAGER AND OTHER

EDUCATION HIGH SCHOOL, ATTENDING COLLEGE

WEIGHT 180 HEIGHT 5'11" RACE EUROPEAN AMERICAN

COLOR OF HAIR ~~BROWN~~ RED COLOR OF EYES ?

OUTSTANDING CHARACTERISTICS OR INTERESTS ROCK CLIMBING / REPTILES

MARRIED OR SINGLE CHILDREN _____
(Number, ages, and names, if possible)

NAME OF SPOUSE _____

SCOUTING CONNECTIONS:

UNIT #	CITY	STATE	POSITION	DATE REGISTERED	DATE RESIGNED
T-719	Portland	ORE	SA	1/84	1985

SPECIAL RECOGNITION _____

SUSPENDED OR DENIED REGISTRATION FOR FOLLOWING REASONS:

SEXUAL MOLESTING OF YOUNG BOYS

SPECIFY THE FACTS WHICH LEAD YOU TO RECOMMEND DENIAL OF REGISTRATION AND LIST ATTACHED SUPPORTING DOCUMENTS (STATE ONLY KNOWN FACTS, NOT RUMOR, CONJECTURE OR SPECULATION):

NOTED

JUL 21 '87

JOSEPH L. ANGLIM

Signed [Signature]
SCOUT EXECUTIVE

Council Columbia Pacific

CONFIDENTIAL
MAR 19 1987

F. 85-509N
4/14/83-nah

July 22, 1987

Mr. Grant E. Robinson
Scout Executive
Columbia Pacific Council, No. 492

PERSONAL AND CONFIDENTIAL

SUBJECT: Timur Van Dykes

Dear Grant:

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,

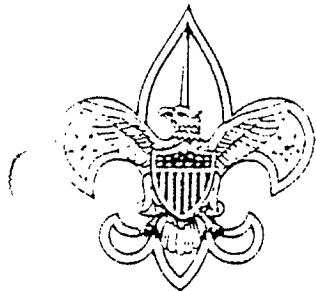
Paul Ernst, Director
Registration Service

PE/eak

cc: Western Region

READY TO FILE
JUL 22 1987
ERIN O'RILEY

CONF014971



COLUMBIA PACIFIC COUNCIL BOY SCOUTS OF AMERICA

2145 S.W. Front Avenue, Portland, OR 97201
[REDACTED] • Council No. 492

June 15, 1987

Mr. Paul Ernst
National Office, BSA
1325 Walnut Hill Lane
Irving, Texas 75038-3096


Dear Paul,

Reference your letters of May 5, 1987 concerning Timur Van Dykes.

Enclosed is the materials we currently have in our file. You will note a law suit is currently pending.

Sincerely,

Sincerely,


Grant E. Robinson
Scout Executive

GER:go

CONFIDENTIAL
JUN 18 1987
F. STARON



May 5, 1987

Mr. Grant E. Robinson
Scout Executive
Columbia Pacific Council, No. 492

PERSONAL & CONFIDENTIAL

SUBJECT: Timur V. Dykes

Dear Grant:

Thank you for sending us the Confidential Record Sheet for the above-named individual. This is most helpful to us and will enable us to identify him should he try to register in any other location.

We have really never received any information concerning this situation that would help us to strengthen our file. We need to have any legal action which is taking place in the way of newspaper clippings or court records. We would also like to have any copies of letters you may have which you received from individuals who were molested. Statements from their parents would also be helpful.

Please let us know if we may be of help in any way.

Sincerely,

Paul Ernst, Director
Registration & Subscription Service

PE/cre

cc: Western Region

MAY 5 1987

SECRETARY

CONF014973

3 suits filed in Scout sex abuse

By FRED LEESON
of The Oregonian staff

Two Portland boys and a young man who allege they were sexually assaulted by a Boy Scout troop leader in 1982 have filed suits in Multnomah County Circuit Court seeking damages of \$1.4 million each.

The three separate suits allege that each boy — one now age 21 and two others age 17 — suffered physical and serious emotional damages as a result of sexual contact with the scoutmaster of a church-sponsored Boy Scout troop.

Defendants in each case include the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, based in Salt Lake City; the Boy Scouts of America Inc., and Timur Van Dykes.

Dykes, 30, is alleged to have had sexual contact with each of the plaintiffs after having "led the boys into activities and situations where they were alone with him in close personal contact with him, at least partially undressed."

Dykes is a former Portland resident who is now in the custody of the Oregon Corrections Division

after being sentenced to 15 years in prison earlier this year on two convictions of sexual abuse and sexual penetration with a foreign object. Both criminal charges involved minor boys.

Court records show that the victims of the criminal cases are not the plaintiffs in the civil suit. Dykes pleaded guilty to the criminal charges after being indicted twice in 1985 by Multnomah County Circuit Court grand juries.

In the civil suit, the church and the Boy Scouts are accused of negligence for failing to investigate, test and train Dykes, for failing to supervise him and for failing to take measures to avoid improper activities.

B. Lloyd Poelman, a Salt Lake City attorney who is a member of a law firm that represents the church, said he received the suits Monday.

"I think the only comment I could make is that the actions of the Dykes man were not authorized by the Corporation of the Presiding Bishop. They were totally inconsistent with church teachings and church instructions. They did not occur as part of any Scout troop activities."

Grant Robinson, Scout executive for the Columbia-Pacific Council of the Boy Scouts of America in Portland, said he had received the complaints and forwarded them to the council's insurance carrier without reading them in detail. "I don't know enough about them to comment," he said.

The church also is accused of professional negligence in attempting to counsel the three plaintiffs. Portland attorney John H. Higgins alleged that the church's counseling effort inflicted further mental distress on the boys and "exacerbated feelings of confusion and ostracism" with them.

The complaints seek \$650,000 for each former Scout for physical injury and emotional anguish arising from the alleged sexual assault. The suits also seek \$250,000 in punitive damages each and \$500,000 each for emotional distress arising from the counseling.

The complaints allege that the church sponsored the Scout troop, instructed boys to participate in the troop and to obey its leader.

January 6, 1987

Mr. Grant E. Robinson
Scout Executive
Columbia Pacific Council, No. 492

PERSONAL & CONFIDENTIAL

SUBJECT: Timur Van Dykes

Dear Grant:

We recently received information concerning the above-named individual. This information indicated that he had sexually molested several Scouts in Troop 719.

We would like more information concerning this matter since we believe this individual should be placed on our confidential file and registration refused in the future. We would also like to know whether this individual's last name is Van Dykes or Dykes. Please give us this so that we have him properly recorded in our files.

We will need information concerning any legal action which will take place related to the charges by the families.

I am enclosing a Confidential Record Sheet which I would like to have completed so that we shall be able to identify this individual. This will be most helpful in the future should he move to another section of the country and attempt to register with Scouting.

If we may be of any help to you, please do not hesitate to contact us.

Sincerely,

Paul Ernst, Director
Registration, Subscription &
Statistical Service

eak

Encl.

cc: Western Region
Debra Duhs, S402

*On Computer as Van Dykes,
Vandykes and as Van (middle
name),
1-8-87
cm*

READY FOR FILE

JAN 6 1987

SHIRLEY MEYER

CONF014975

DUNN, CARNEY, ALLEN, HIGGINS & TONGUE
ATTORNEYS AT LAW

851 S W SIXTH AVENUE, SUITE 1500
PACIFIC FIRST FEDERAL BUILDING

PORTLAND, OREGON 97204

TELEPHONE [REDACTED]

November 17, 1986

ROBERT R. CARNEY
ROBERT L. ALLEN
JOHN J. HIGGINS
THOMAS H. TONGUE
GEORGE J. COOPER III
CHARLES O. RUTTAN
ROBERT X. WINGER
G. KENNETH SHIROISHI
GILBERT E. PARKER, JR.
JOAN ONEILL P.C.
ANDREW S. CRAIG
BRADLEY O. BAKER
JACK D. HOFFMAN

JACK H. DUNN
JAMES G. SMITH
NATHAN L. COHEN
OF COUNSEL

JENNIFER L. PALMQUIST
MICHAEL J. FRANCIS
W. RANDOLPH MILLER
JOHN C. CAHALAN
RUSSELL R. KILKENNY
HELLE RODE
MARSHA MURRAY-LUNBY
ANNE WHITELEY
PETER R. SGRO, JR.
DONALD E. TEMPLETON
DOUGLAS V. VAN DYK
SALLY R. LEISURE
SHANNON I. SKOPIK
JEFFREY F. NUDELMAN
JONATHAN A. BENNETT

WILLIAM H. MORRISON
RALPH B. BAILEY

ADMITTED IN OREGON
AND WASHINGTON

Mr. Grant Robinson
Boy Scouts of America
[REDACTED]
Portland, OR

Dear Grant:

The boys whom we represent were members of Troop 719, the Troop of the Tenth Ward of the Mormon Church at S.E. 99th and Carruthers.

Timur Van Dykes was the Scout Master and the Assistant Scout Master of that Troop.

Please contact me if you need further information and I will expect to hear further from you or from a representative of Insurance Company of North America in any event.

Very truly yours,

[Handwritten Signature]
John J. Higgins

JJH:scm

Debra Dykes

*Noted
205 Church
C.P.C.*

DUNN, CARNEY, ALLEN, HIGGINS & TONGUE
ATTORNEYS AT LAW

ROBERT R. CARNEY
ROBERT L. ALLEN
JOHN J. HIGGINS
THOMAS H. TONGUE
GEORGE J. COOPER III
CHARLES D. RUTTAH
ROBERT K. WINGER
G. KENNETH SHIROISH
GILBERT C. PARKER JR.
JOAN O'NEILL, P.C.
ANDREW S. CRAIG
BRADLEY O. BAKER
JACK D. HOFFMAN

JACK H. DUNN
JAMES G. SMITH
NATHAN L. COHEN
OF COUNSEL

JENNIFER L. PALMER
MICHAEL J. FRANK
W. RANDOLPH MILLER
JOHN C. LAMAHAN
RUSSELL H. KILPATRICK
HELLE ROUE
MARSHA MURRAY LUSE
ANNE WHITELEY
PETER R. SCROJIN
DONALD E. TEMPLETON
DOUGLAS V. VAN OTT
SALLY R. LEISURE
SHANNON I. SKOPPEL
JEFFREY F. NUOLLMAN
JONATHAN A. BENNETT

WILLIAM H. MORRISON

ADMITTED IN OREGON
AND WASHINGTON

November 11, 1986

The Boy Scouts of America

Portland, OR

Gentlemen:

We have been retained to represent the interests of several boys who were sexually abused by an official of the Boy Scout Troop to which they belonged here in Portland.

We have been investigating the matter and believe that representatives of the Boy Scouts or of its liability insurance carrier may wish to be in contact with us at this juncture.

Very truly yours,

John J. Higgins

JJH:scm

2 DS TROOP - S.E. PORTLAND

Timur Van Dykes

2 sets of Parents 3 Boy in Family

3 Boy in another

5

To Debra
 Date 11/21/80 Time 12:20

WHILE YOU WERE OUT
 M. Diane Robinson, S.E.
 of Debra
 Phone: [REDACTED]

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CALLED TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	URGENT	<input type="checkbox"/>
RETURNED YOUR CALL		<input checked="" type="checkbox"/>	

Message
Re: New claim
Child Molestation

Operator M

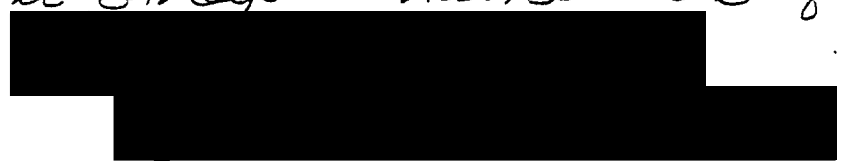
AMPAD EFFICIENCY® 23-000 50 SHT. PAD
 23-001 250 SHT. DISPENSER BOX

Nov 21, 80

J.E. received letter from
 Atty John Higgins -
 Atty is representing
 2 families (names not
 given) for injuries
 resulting from the
 sexual molestation
 of 4 or 5 boys in Troop
 719 by Assist SM.
Timur Van Dykes.
 Mr Dykes is now in
 jail

Troop 719 is sponsored by
 the 10th ward of LDS Church.

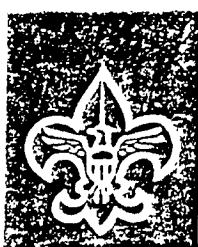
J.E. is sending me Atty's letter - I will send
 on to ESIS - Barton Curry - will recommend
 that we use Kathryn Janssen with
 Body feet, Mount Strop & Chamberlain if
 suit is filed.



Portland, Oregon 97204-
 3377

Atty Janssen is handling the Wilson claim.

12/9. Called Diane Robinson since we had not received letter.
 Will send letter again.
 12/9/80 M



SCOUTING/USA

National Office
BOY SCOUTS OF AMERICA

1325 Walnut Hill Lane, Irving, Texas 75038-3096
Telephone: [REDACTED]

April 3, 1987

Bodyfelt, Mount, Stroup & Chamberlain
Peter Chamberlain, Attorney
Kathryn Janssen, Attorney

[REDACTED]
Portland, Oregon 97204-3377

RE: [REDACTED] Boy Scouts of America, etal
[REDACTED]

Dear Attorneys Chamberlain and Janssen,

Both the national office of The Boy Scouts of America and Columbia Pacific Council have now been served suit papers on the claims listed above.

The attorney for the Columbia Pacific Council accepted service on behalf of the council on Monday, March 31. The National Office was served by a deputy on Friday, April 3rd. Each entity was served three separate complaints.

Please answer for and defend Boy Scouts of America, Inc. and Columbia Pacific Council.

Sincerely yours,

Debra Duhs
Assistant Director
Risk Management and Insurance

cc
cc: Grant Robinson, SE

CONF014979



National Office
BOY SCOUTS OF AMERICA

1325 Walnut Hill Lane, Irving, Texas 75038-3096
Telephone: [REDACTED]

SCOUTING/USA

December 17, 1986

Mr. Barton Curry
Senior Claims Representative

[REDACTED]
Bellevue, WA 98009

RE: Five Boys vs. Columbia Pacific Council,
Boy Scouts of America
D/A: Unknown
~~NEW CLAIM~~

Dear Barton:

The attached letter from plaintiff's attorney John J. Higgins advises us that he is representing two families with boys who were allegedly sexually abused by Assistant Scout Master Timur Van Dykes of Troop 719 sponsored by the Tenth Ward of the LDS Church.

I would like you to handle and investigate this claim, since you are already working on the Wilson lawsuit. In the event suit is filed, I recommend that we use Kathryn Janssen and Peter Chamberlain with Bodyfelt, Mount, Stroup and Chamberlain.

Please coordinate your investigation with Scout Executive Grant Robinson.

This file should be created under location code 06-01-492. Since we do not have the names of the five boys allegedly involved, let's create the file under the caption "Five Boys" for now. (We already have a "John Doe" and a "Various.")

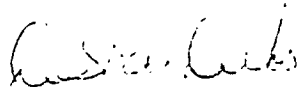
Mr. Robinson advises me that Mr. Dykes is now in jail which either means that he plead guilty or was tried and convicted. There will be no coverage under our policy for Timur Van Dykes, as the criminal acts which he is accused of were not in any way within the scope of actions authorized, sanctioned or intended by the Boy Scouts of America, nor could such actions in any way imaginable be said to be furthering the interest of the Boy Scouts. Whatever activities were taking place were something done for the private purpose of Mr. Dykes.

CONF014980

Mr. Barton Curry
December 17, 1986
Page 2

Please respond directly to Attorney Higgins and keep me posted on your investigation results. I look forward to receiving your first report of investigation within 60 days.

Sincerely yours,



Debra C. Duhs
Assistant Director
Insurance & Risk Management

DCD/sd

Attachment

cc: Grant Robinson, Scout Executive
Columbia Pacific Council



An INA Corporate Company

P.O. BOX C-90026

BELLEVUE, WA 98009

Grant Robinson
Boy Scouts of America
Portland, Or. 97204

Supervisor: Barbara McCarthy

Date Prepared 12-29-86	Claim File Number 0835 640 404279-7	Date of Event 03-01-86
Account Boy Scouts of America	Location Code No. 0601492	Miscellaneous Code No.
Location of Event Portland, Or.	Driver n/a	

We have received notification of this event and have assigned the file number shown. Please refer to it in any future correspondence.

Listed below are the claimants, the type(s) of claim presented, and the reserve(s) established.

Claimant(s)	Type(s) of Claim	Reserves(s)
"FIVE BOYS"	OTBI	10,000 reserve

Doug Nomiya, Claims Representative

Claim Office

LOCAL NEWS

TOM BADEN, CITY EDITOR 470-2177 THE POST-STANDARD

INSIDE

CONCERT CANCELED/B-3
CLASSIFIED/B-7
THEATERS/B-12

B

THURSDAY, FEBRUARY 21, 1985/PAGE B-1

Scout Council Moves to Ban Sex Offender

By RICK MORIARTY

The mother of a 14-year-old girl who was allegedly sexually abused by a Boy Scout leader praised the Hiawatha Council of the Boy Scouts of America Wednesday night for moving to banish the man from the organization.

But the mother, who asked that she and her daughter not be identified, criticized the heads of Boy Scout Troop 65 in Liverpool for not also taking action to suspend the man from the group.

Donald Duerr, 29, of 132 Duerr Road, Liverpool, an assistant scoutmaster of Troop 65 for about 10 years, pleaded guilty Jan. 16 in Cicero Town Court to third-degree sexual abuse and endangering the welfare of a child. He was arrested by Onondaga County deputies Jan. 10 and is scheduled for sentencing March 13 by Cicero Town Justice Harvey W. Chase.

Donald F. Blacker, scout executive of the Hiawatha Council, a regional board that oversees local troops, said Wednesday he will recommend to the national Boy Scout Council that Duerr be suspended and not be allowed to join the orga-

nization again.

Blacker said he decided to take the action this week after learning that Troop 65 leaders had declined to suspend Duerr from his position with the organization. The national council can override a decision by a local troop.

"I'm very pleased," the mother said. "We're (she and her husband) both elated at what the Hiawatha Council is doing."

But the woman said she was angry that Duerr was not suspended by the local troop.

"They (Troop 65 leaders) showed no respect, no regard for this family at all," the mother said.

The woman said the troop had not taken the charges against Duerr seriously enough.

"They're making light of it," she said. "It's just like, 'Oh well, it happened to them and not to us.' We're the ones being overlooked."

The mother said Duerr was a family friend and that he had been romantically involved with her daughter for about the past nine months despite warnings from the girl's parents to stay away from

(Continued on Page B-7)

L'pool Boy Scout Leaders Criticized by Teen's Mom

(Continued from Page B-1)

her.

The abuse involved Duerr "petting" the girl at a movie both attended Jan. 6 at Penn Can Mall, the mother said. No violence was involved, she added.

Duerr was reported to be supervising Boy Scouts at a state camping site in Oswego County Wednesday and could not be reached for comment.

William Morrison, chairman of the volunteer committee that oversees Troop 65, said the committee would have no comment until it discusses the matter with an attorney.

Gordon S. Johnson, a Liverpool Board of Education member and a member of the volunteer committee, said he did not participate in the decision not to suspend Duerr but he supports the committee's position. He said the committee may meet again to review the matter.

"I can understand why the committee acted the way it did," Johnson said. "... I would not vote to override the committee."

Johnson said a question has arisen within the committee as to whether Duerr realized the seriousness of the charges to which he pleaded guilty and whether the alleged incident involving the girl was "as bad" as it may appear. He added he had no firsthand information regarding the incident.

Troop 65 Scoutmaster William G. Chisholm could not be reached for comment Wednesday.

Duerr had no lawyer with him at his arraignment, the proceeding at which he submitted his guilty plea.

Assistant Onondaga County District Attorney Thomas F. Shannon said it was unusual for a defendant to plead guilty at his arraignment, especially without the advice of a lawyer, but that the court had to accept the plea.

See Page B-1