

### APPENDIX A

## CONFIDENTIAL RECORD SHEET REGISTRATION, SUBSCRIPTION, and STATISTICAL SERVICE BOY SCOUTS OF AMERICA

				Date July 20.	1984
Full name	William Elwood				
	(No init	ials if you	can possibly	get full name)	
Address	426 N. W. 30th	1			
City	Corvallis	State	Oregon	Zip Code_	97330
Date of birt	h 2-30	(This i	s important a	and should be exa	ict.)
Approximate	age	(To be used	ONLY when da	te of birth is no	ot known)
Religion_	МЕ	N	ationality		
Occupation	Life Insuranc	ce Agent - M	utual New Yor	rk	
Education	16 years				
Veight	230	Height	6'	Race Cauc	
Color of hai:	r White		Color of e	yes <u>Blue</u>	
	characteristics				
Married or s	ingle _married	Childre	1 (Todd -	Raul 2-66 - Lane	possible)
Wife's name_	ingle married		(Number, age:	s, and names, ii	possible)
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Scouting con	nections:	•			
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F. STARON	FEB 14	1 '85	Signed	1)	
HL 23 1984	JOSEPH L	ANGLIE:	Council_	SCOUT EXEGUT	IVE \

## Boy Scouts to appeal

## Abusé case award tops \$4 million

By Mercedes Olivera
Mid-Citles Bureau of The News

IRVING. — The national Boy Scouts of America has decided to appeal a jury verdict last week in Convallis, Gre., that awarded \$4.24 million to a 19-year-old youth who was sexually abused by a scoutmaster from 1982 to 1984.

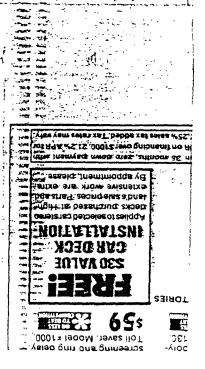
"Our attorneys have recommended an appeal," Boy Scouts spokesman Barclay Bollas said Thursday, declining to comment on the reasons for the decision.

Bollas said the judgment — the largest in the organization's history — could have an impact "if a trend of lawshits of this nature were to continue."

continue.

The national organization was ordered by the judge to pay a share of the \$540,000 in general damages assessed against the Oregon Trail Council. The Oregon council was ordered to pay \$2 million in punitive damages.

William Tobiassen, 60, who was





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### **BOY SCOUTS OF AMERICA**

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

July 20, 1989

TO:

Scout Executives

FROM:

Ben H. Love #

RE:

PUNITIVE DAMAGES VACATED IN OREGON SUIT

In April 1987 a jury in Corvallis, Oregon awarded \$540,000 in compensatory damages and \$2,000,000 in punitive damages to a young man who claimed to have been sexually abused by his scoutmaster.

I obrassan

Compensatory damages are intended to compensate a victim for injury and punitive damages are intended to punish a wrongdoer for willful, wanton, or gross misconduct.

BSA and the local council appealed the award and we are pleased to report that on July 17, 1989 the Oregon appellate court vacated the award of punitive damages on the grounds that BSA and the local council had not engaged in such improper conduct.

5061c/16

April 30, 1985

Mr. Jerry J. Dempsey Scout Executive Oregon Trail Council, No. 697

PERSONAL AND CONFIDENTIAL

SUBJECT: William Elwood Tobiassen

Dear Jerry:

Thank you for the detailed information concerning the above Scouter. We have reviewed this case with our Attorney and have now placed this man on the Confidential File.

Sincerely,

Paul Ernst, Director Registration, Subscription & Statistical Service

kdn

cc: Western Region

READY TO FILE

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ERIN O'RILEY

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For Paul Ernt	
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of Attorney for BSt	7 (503) TPhone <u>243-1022</u>
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OREGON TRAIL COUNCIL/Boy Scouts of America 2525 Centennial Blvd. Eugene, Oregon 97401

Telephone (503) 485-4433

September 19, 1984

Paul Ernst Registration and Fulfillment 1325 Walnut Hill Lane Irving, TX 75062-1296

Dear Mr. Urnst,

Attatched is newspaper information telling that Bill Tobiassen has been found guilty of sexual abuse of a sixteen-year-old boy. A few months ago we discontinued his registration and sent information to you for the purpose of denying future registration. If more information is need from here, please let me know.

Thanking you,

Dempsey

Enclosure: copies of newspaper articles

T. STARCH

3EF 24 1984

## Scout ex-leader admits charges

CORVALLIS (AP) — A former Boy Scout leader, who had been honored for his 21 years of volunteer service to the youth group, has pleaded guilty to misdemeanor charges stemming from the sexual abuse of a 16-year-old boy he met through his Scout troop.

William E. Tobiassen, a 57-yearold Corvallis insurance agent, pleaded

guilty Wednesday to seconddegree sexual abuse and contributing to the

### In brief

sexual delinquency of a minor. The pleas were entered in Benton County District Court.

Each charge is punishable by up to one year in jail and a \$2,500 fine. Sentencing was set for Oct. 31.

· DIAKUN

EP 2 - 1984

## Tobiassen pleads guilty

By George Wisner of the Gazette-Tierres

William E. Tobiassen pleaded guilty Wednesday to charges of sexual abuse of a 16-year-old boy that the former scout leader met through

scouting activities.

Dressed in a gray, pin-stripe business suit, the 57-year-old Corvallis insurance agent pleaded guilty in Benton County District Court to second-degree sexual abuse and contributing to the sexual delinquency of a minor.

Toblassen, 426 N.W. 30th St., had been given high honors for his volun-



William Tobiassen

teer service to the Boy Scouts and has participated in scouting for 21 years.

Each charge is a misdemeanor punishable by up to one year in jail and a \$2,500 fine. Tobiassen will be sentenced Oct. 31.

He had pleaded innocent to the

charges July 11 aplicating as her gation that began May II whet a parent of the boy complained to make ities. Tobiassen was released on his own recognizance and ordered to report to Oregon State Hospital in Salem for evaluation to determine whether he is a sexually dangerous person.

He was examined at the hospital Aug. 7 through Aug. 14, said Michael J. Brown, Marion County district at-

Brown is prosecuting the case at the request of Peter F. Sandrock Jr., Benton County district attorney. Sandrock thought it Improper for him to handle the case because Tobiassen participated in Sandrock's 1982 re-election campaign.

Judge John S. Horton of Line County District Court is presiding over the case at the request of Judge Henry R. Dickerson of Benton County. Dickerson disqualified himelf be-

### Parents, scout officials concerned ... Page B1

cause he has known Tobiassen for many years and has worked with him professionally and through the Boy Scouts.

Brown declined to discuss Tobiassen's evaluation at the hospital, but said he will ask that Tobiassen be placed on five years probation and committed to the hospital for treatment as a dangerous sex offender.

Thomas L. Gallagher, Tobiassen's Corvallis lawyer, said his client would plead guilty to the charges on the condition that Brown not file further charges of sexual misconduct against Tobiassen.

Neither he nor Brown would talk about any other cases or allegations against Tobiassen.

Tobiassen declined to comment after pleading guilty.

Court records show the sexual delinquency incident occurred Jan. 30, and the sexual abuse occurred between April 28 and May 5.

Sexual abuse is defined as touching sexually private parts of the body. Contributing to the sexual delinquency of a minor involves sexual activity described as deviant, including oral sex.

Tobiassen is a life insurance agent for Mutual Life Insurance Co. of New York and was honored by the company in August 1983 for his volunteer work with the Oregon Trail Council of the Boy Scouts.

- STAKUN

SEP 2 - 1984

July 25, 1984

Mr. Jerry J. Dempsey Scout Executive Oregon Trail Council, No. 697

PERSONAL AND CONFIDENTIAL

Dear Jerry:

Thank you for the information which you have sent concerning William Elwood Tobiassen. This information is very complete and should be helpful to us in refusing registration at a later date.

We would like to know the outcome of any legal action which takes place. This will help to strengthen our files and give us further documentation.

We shall look forward to hearing from you when this case has been completed. Please let us know if we can be of help in any way.

Sincerely,

Paul I. Ernst, Director Registration, Subscription & Statistical Service

kdn

cc: Western Region

READY TO FILE

JUL 26 1984

ERIN O'RILEY.

# faces char

CORVALLIS (AP) - The winner

Elwood Tobiassen, 157, pleaded-innocent Wednesday in Benton County District Court to charges of seconddegree sexual abuse and contributing to the sexual delinquency of a minority

Each charge is a misdemeanor punishable by up to one year in jail'and a \$2,500 line. The case was continued: for trial, or subsequent court appearance.

After the orief court appearance,

Tobiassen was booked into the Benton County Jail and released on his own recognizance. He was ordered to re- value Tobiassen has four sons, three of port to Oregon State Hospital in Salem for evaluation. He was also ordered to have no contact with the victim.

... If he is declared a sexually dangerous person, Tobiassen could be sent to the hospital for treatment.

Tobiassen is a life insurance agent for Mutual Life Insurance Co. of New York. He was honored by the compa- 'alleged sexual misconduct happened ny in August 1983 for his volunteer during scouting activities. work with the Oregon Trail Council of the Boy Scouts of America.

He had been involved in scouting of a volunteer service award from the ni for 21 years and received the Silver Boy Scouts has been charged with Beaver Award, the highest award give sexually abusing a 16-year-old boy.

Authorities say the man charged level would be abuse at the council met the boy during scouting activities.

Until about him months ago,

Corvailid Insurance agent William Toblassen was scoutmaster of Troopwood Toblassen, 57, pleaded inno 2186 in Corvallis, said Ralph Brodbeck, who is scoutmaster of the troop. Inter-

Brodbeck said Tobiassen quit participating in troop activities about nine months ago because he was involved in other activities. in other activities."

He was removed from scouting en L tirely when Boy Scouts of America officials learned Tobiassen was being investigated for alleged sexual miscon-Mill to the

Brodbeck said he served as assistant scoutmaster to Tobiassen.

whom are Eagle Scouts: 1 47 11 A Acres

The charges resulted from an investigation that began May 21 when a 🤼 parent of the victim complained to authorities, according to Detective Stan Robson of the Benton County sheriff's department:

Robson wouldn't say whether the-

- Neither Tobiassen nor his lawyer would comment on the charges.

Guilt not proven
Gazette-Times reporter George Wisner's July 12 article regarding William Tobiassen's alleged misdemeanors is both irresponsible and inappropriate. This lengthy account of Tobiassen's arraignment on charges of second-degree sexual abuse and contributing to the sexual delinquency of a minor infringes on the defendant's right to be considered innocent until proven guilty.

I am aware that there is nothing illegal in what Wisner has written. Journalists have been guilty of sensationalism and invasion of privacy for longer than I've been around. However, Corvallis is unlike large urban centers where such reportage would probably be lost in the shuffle. Here it is frontpage news, and of course sells papers.

I have known Bill for more than a decade and I feel he deserves better, as do his

wife and four sons. If he is tried and found guilty, the state has resources to help him. If he is judged innocent, how will the Gazette-Times right the wrong done him?

Meanwhile, the rest of us would do well to regard this entire affair in ways both benevolent and humane.

7/16/84

Robert P. McKinnon 1815 N.W. Larch Ave.

### enies x-scouter sex abuse charge

orge Wisner

hach charge is a misdemeanor shable by up to one year in jail a \$2,500 fine.

or County jail and released on his a County jail and released on his in recognizance on two conditions: at he report as soon as possible to regon State Hospital in Salem for aluation to determine whether he a sexually dangerous person, and it he have no contact with the 16-boy. If he is declared a sexual regerous person, Tobiassen

the also inting master's degree and ived the Silver Beaver Award, highest award given to an adult at the Oregon Council

ge has been involved in scouting
21 years. He has been a cubter and pack and troop chairter also has completed the

scoutmaster of a troop in Coris, said Ralph Brodbeck, current trmaster of the troop. Irodbeck said Tobiassen quit particulating in troop activities about

## Sex-abuse charge denied

Continued from Page Al

ber of the Adair Village City Council and planning commission. His wife, Wanda, is city clerk for Adair Village. He has four sons, three of whom are Eagle Scouts, the highest rank a Scout can attain.

Tobiassen's appearance in court followed an investigation that began May 21 when a parent of the 16-yearold boy complained to authorities, according to Stan Robson, a detective with the Benton County Sheriff's Department who is handling the case.

Although Robson wouldn't say whether the sexual misconduct with which Tobiassen is charged occurred during scouting activities, he said Tobiassen met the victim through those activities.

Court records say the sexual delinquency episode occurred Jan. 30, and the sexual abuse occurred April 28 to May 5. Sexual abuse is defined as touching sexually private parts of the body. Contributing to the sexual delinquency of a minor involves sexual activity described as deviant, including oral sex.

Although the investigation has proceeded quickly, getting the matter into court has proved more diffi-



William Tobiassen

At the request of Benton County District Attorney Peter F. Sandrock Jr., the case is being prosecuted by Michael J. Brown, Marion County district attorney. Sandrock was attending a district attorneys' conference Wednesday and was not available for comment. However, Sandrock said earlier that he thought it would be improper for his office to be involved in the prosecution because Tobiassen had participated in Sandrock's 1982 re-election campaign.

Also, Judge John S. Horton of Linn County District Court was called in to handle the case after Judge Henry R. Dickerson of Benton County District Court disqualified himself. Dickerson said Tuesday that he asked for a Linn County judge to handle the case because le has known Tobiassen for many years and worked with him as city attord ney for Adair Village.

"I've also worked with Mr. Tobiassen in Boy Scouts from time to time, and I was concerned I might not be as objective as maybe I should be," Dickerson said.

District Attorney Brown refused to discuss the details of the case.

However, he said there's a waiting list at Oregon State Hospitali and it may be three weeks before Tobiassen goes there for evaluation.

The evaluation will take about four days, and Tobiassen will stay at the hospital during that time, he said.

"We expect that within the next four weeks we will have the reports back and make further appearances in court," Brown said.

Detective Robson said Tobiassen was not arrested before his appearance in court because officials were confident he would not leave the area.

Tobiassen has lived in the Corvallis area for about 20 years. His lawyer is Thomas L. Gallagher Jr., Cor-

ORVALLIS, OREGON, THURSDAY,

Continued from Page A1

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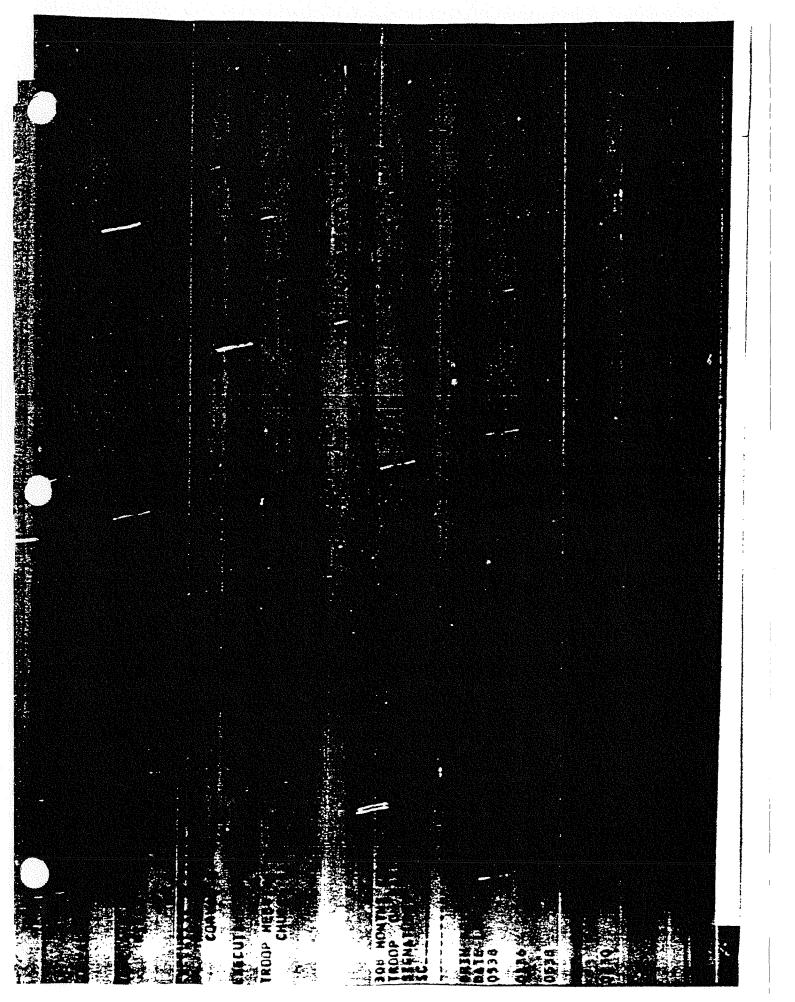
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### PRIORITY SEPARATION

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## NEWS ALERT

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Date: Time:

Date: June 5, 1984
Time: 10:45 d.m.

The following information was received from the source indicated and may have possible news or other confidential implications. Details to follow, if required.

Source: <u>Jerry Dempsey. Scout Executive</u> Telephone: <u>503-485-4433</u>
(Name and Title)

AddressOregon Trail Council, Eugene, Oregon

The facts: William Tobiassen, 55+, 7345 NW Mount View Dr, Corvalis, OR 97330, ASM,

Troop 186, 1st Christian Church, Corvalis (old, solid unit), is UNDER INVESTIGATION

(but no charges yet) of sodomy.According to confidential police sources, Tobiassen has been in volved with a number of youths over a period of some 17 years. Tobiassen is married with 3 college-age sons. Case developed from a college student undergoing counseling which traced back to his alleged involvment with Tobiassen a number of years ago. Youth is a former Scout of his. Tobiassen has been active in Scouting for 17 years as a SM. ASM. and in other positions.

ACTION OR RECOMMENDATIONS: Advised to process Standards of Leadership form (Ernst will talk with SE because of his reticence to process this pending formal charges), notify region, and follow our usual procedures regarding release of information, single spokesman, etc. Dempsey anticipates media coverage and will provide us with clips.

Signed: / Saulann. Hollo Ext: 2771

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227-2-092

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March 13, 1987

Ms. Kathryn R. Janssen Bodyfelt, Mount, Stroup & Chamberlain 300 Powers Bldg. 65 S.W. Yamhill St. Portland, OR 97204-3377

Dear Ms. Janssen:

This is to confirm our telephone conversation of March 12th concerning my flight to Eugene, Oregon on March 29th.

I will fly into Eugene from Seattle on Alaska Air. This is Flight 2327, which will arrive in Eugene at 7:20~p.m.

I am also making arrangements to depart Eugene at 6:30 a.m. on March 31st.

According to our discussion, you will meet me at the Eugene Airport on March 29th for transportation to Corvallis. You have also indicated that you will make reservations for me in Corvallis for March 29th, and in Eugene for March 30th.

When I come into the area where passengers are met, I will carry a little sign. I am sure you will recognize me by my little sign. Do not hesitate to call me if you need any further information.

Sincerely,

Paul Ernst, Director Registration, Subscription & Statistical Service \*

PE/cre

READY FOR FILE

MAR 1 3 1987

SHIRLEY MEYER



### Boy Scouts of America Statement About Child Abuse



Child abuse is a fact in our society and a matter of great concern for most parents throughout our country. The Boy Scouts of America shares this concern.

For more than 76 years, Scouting has taught its members basic life values. Today those members make up a large percentage of society's adult population who are also shocked by the magnitude of the child abuse problem. To them, fairness in dealing with others is embedded in the precepts of the Scout Oath and Law which make child abuse unthinkable and violence unnecessary. Their concern is helping society come to grips with the problem.

Parents react to child abuse in a variety of ways from outrage, to fear, to disbelief, to indifference. Some have the notion that their children will somehow be exempt from this danger. None of these approaches is really useful.

A far more sensible idea, and one that Scouting has long advocated, is to become actively involved with children. Get to know their leaders, join in planners, events, become acquainted with other parents and their children. At home, talk about the meaning of the Cub Scout Promise or the Scout Oath and Law and how they serve as a guide to a clean and healthy life.

Throughout its history, the Boy Scouts of America has been allied with churches, synagogues, schools, and civic groups in an effort to strengthen the ethical and moral values of our children. These organizations need to choose Scout leaders whom they consider positive role models for our children in furthering traditional family values. As a parent you can play an important part in the selection process.

One of the best strategies for child abuse prevention is for parents to have an ongoing communication with their children. Often this is difficult, especially for working parents and parents with adolescents. But it is worthwhile to talk to your children every day and take time to listen and observe. Encourage your children to share their concerns and problems with you. By doing this you are not an sitor, but a concerned parent.

Explain that their bodies belong to them alone and that they have the right to say, "No!" to anyone who night try to touch them. Remind them that if this happens, they should tell you immediately. Assure

your children that you will never be angry with them for telling the truth in such instances.

Tell your children that some adults may try to hurt children and make them do things they don't feel comfortable doing. Often these people call what they're doing a secret between themselves and the child.

Explain that some adults may even threaten children by saying that their parents may be hurt or killed if the child ever shares the secret. Emphasize that an adult who does something like this is doing something that is wrong.

Tell your children that an adult whom they know and trust. perhaps someone in a position of authority (like a babysitter, an uncle, a teacher, or even a policeman), might try to do something like this. But try not to scare your children—emphasize that the vast majority of people never do this and that most adults are deeply concerned about protecting children from harm.

Being abused is a secret young people feel they must keep because of threats, embarrassment, lack of knowledge, fear of harming a loved one, and the fear that they will not be believed. The effects of this secret abuse are long-lasting and cause severe psychological damage.

Medical and educational therapy is needed to restore individual children to health. For its part, Scouting will continue to improve the quality of life for all youth by:

- Encouraging civic-minded organizations to use the Scouting program for their youth.
- Stressing the importance for these organizations to select and commission only leaders who are positive role models.
- Placing emphasis on timeless human virtues that overcome selfishness.
- Teaching that the pursuit of happiness mostly is achieved through helping others.
- Providing constructive, non-threatening experiences that build self-esteem and selfreliance.
- Instilling a value system in our youth that includes duty to God and country and a respect for the rights of others.

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### BODYFELT MOUNT STROUP & CHAMBERLAIN

Attorneys at Law

Peter R. Chamberlain

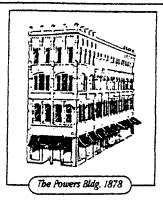
300 Powers Building 65 S.W. Yamhill Street Portland, OR 97204 503-243-1022

## BODYFELT MOUNT STROUP & CHAMBERLAIN

### Attorneys at Law

E. Richard Bodyfelt Barry M. Mount Roger K. Stroup Peter R. Chamberlain Kathryn R. Janssen Richard A. Lee

December 9, 1986



300 Powers Building 65 S.W. Yamhill Street Portland, Oregon 97204-3377 503-243-1022

SAJANDES (BLAINE)

Mr. Paul Ernst Boy Scouts of America 1325 Walnut Hill Lane Irving, Texas 75038-3096

Dear Paul:

I enclose the transcript of your deposition from the Carter v. Boy Scouts case. I neglected to give this to you after your deposition on Monday.

Thank you very much for your cooperation. You did well.

whelpin

Very truly yours,

PRC/phr

Enclosure