

REGISTRATION AND SUBSCRIPTION SERVICE

BOY SCOUTS OF AMERICA

DATE April 23, 1990

FULL NAME Ed Rincon (No initials if you can possibly get full name)

ADDRESS [Redacted]

CITY Garden Grove STATE CA ZIP CODE 92640

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

APPROXIMATE AGE 40 (To be used ONLY when date of birth is not known)

RELIGION NATIONALITY Hispanic

OCCUPATION Sr Calif Gas Co.

EDUCATION

WEIGHT COLOR HEIGHT

COLOR OF HAIR COLOR OF EYES

OUTSTANDING CHARACTERISTICS OR INTERESTS

MARRIED OR SINGLE Single CHILDREN None (Number, ages, and names, if possible)

WIFE'S NAME

SCOUTING CONNECTIONS:

Table with columns: UNIT #, CITY, STATE, OFFICE, DATE REGISTERED, DATE RESIGNED. Row 1: 75, Garden Grove, Ca, Asst Scoutmaster, 2/83

SPECIAL RECOGNITION Vigil Honor Member

RECOMMENDED FOR CONFIDENTIAL FILE FOR FOLLOWING REASONS:

- CONVICTION OF CRIMINAL CONDUCT, OFFICIAL CHARGES OF CRIMINAL CONDUCT (REVIEW), SUBSTANTIATED REPORTS, UNSUBSTANTIATED REPORTS

SPECIFY THE FACTS WHICH LEAD YOU TO RECOMMEND INDIVIDUAL FOR CONFIDENTIAL FILE AND LIST SUPPORTING DOCUMENTS:

NOTED

AUG 23 1990

JOSEPH L ANGLIM

CONFIDENTIAL

JUL 2 1990

F. STARON

Signed [Signature] SCOUT EXECUTIVE

Council

August 24, 1990

Mr. A. Buford Hill
Scout Executive
Orange County Council, No. 39

PERSONAL AND CONFIDENTIAL

SUBJECT: ED RINCON

Dear Buford:

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
AUG 24 1990
ERIN O'RILEY

CONF018837

4/20/90

(1)

Added
deleted from
file 6/29/90
om

At approx 11:45 AM 4/20 Jeff Hotalenius informed me of a possible Child Molestation situation in Troop 75 - Jim McClead is the Scoutmaster and he told Jeff about Ed Rincon an asst. S.M. for the troop who allegedly touched [redacted] in his "private parts" at a swimming merit badge class at the YMCA 2 weeks ago. The boy told a teacher at school, the teacher told the parents, the boy's father told Jim at the Troop Meeting last night.

Jim McClead walks at our office. I asked Jim to write me an account of the accusation which I now have. Jim says there is another swim class tonight. Jim + Don Thorpe (the cc) will meet with Ed and inform him that he is to discontinue any activities with the troop until the matter is cleared up. They are to direct Ed to contact me Monday. I told Jim not to divulge the name of the boy. I took this immediate action because I do not want Ed to show up at the swim class tonight. Notable to reach [redacted].

4/22/90 (Monday) Jim M. called me at home to tell me that he and the cc talked to Ed about the accusation. He seemed devastated and said he would no longer participate in any Troop activities. Jim says he believes he is innocent.

4/23/90

Ed Rincon called 8:42 am says he wants to come in and talk to me. I set an appt for 4:00 pm today. Nothing was discussed on the telephone. Tried to call [redacted] yet tried this morning - no answer.

4/23/90

~~8~~ 9:15 AM. Talked to Richard Parker @ Region and related history of case so far - he said "I think you've handled it perfectly so far." "Prepare the letter and give it to him when he comes in." "as far as reporting you are not obligated to report to authorities, but usually a good idea." in this case... you may not want to do more than the letter... "light accusation" "child not harmed" "no witnesses", ... parents not willing to report." Best thing is just to ask Ed to step aside."

4/25

Met with Ed Rincon 7 pm 4/23 - he said he was innocent - can't imagine why any boy would say such thing - he was in shower area for a few minutes alone with [redacted] and a smaller [redacted] boy - "to hang the boys along." He says he will not return to Troop activities because he doesn't want the "stress" - but he would like his name cleared. I told him about the BSA policy regarding these matters and the appeal process. I said after I talked to the boy, I probably would be sending him a letter of suspension. In the meantime he was not to have anything to do with the Troop.

4/25

Met with [redacted] and [redacted] at 7:00 pm at their home. I had Don Thompson (cc) meet me there and he was present throughout the meeting which lasted approx 1 hr. I asked [redacted] to describe the incident. He said on Friday 4/13. He went to the YMCA with the Troop to work on the swimming meet Body after swimming and while in the shower he said "Mr. Ed" got close to him and touched his rear end. "no one saw because it happens so fast" ... a second time Mr. Ed reached down and grabbed his pants parts and said something like ... "let's go". [redacted] says it was not a "brush up" or an "accident" but very deliberate. He told several of his friends immediately afterward but he never told his parents because he was "afraid". The next week was vacation. On April 16 Monday @ about 9:30 AM it was still bothering him so he wrote a note to his teacher about it. She told the mother the following Thursday at parent teacher conferences. The mother told the father / father reported to Jim McClelland.

over

[redacted] also reported that "2 or 3 weeks before" this incident, "Mr Ed asked him if he would like to help wax his car - [redacted] agreed - he went to "Mr Ed's" - no other boys were present - after cleaning the car - he asked [redacted] [redacted] if he would like to come inside - showed him some troop albums, they played video games and, at one point, Mr Ed got "real close and tried to "wrestle around" with him a little - [redacted] says nothing else happened that day - when [redacted] found out later in the day that [redacted] was over at "Mr Ed's" alone he showed him and told him to "get home":

The boy appears to have his "story" "straight" and I feel that there is something to his story. I believe he is probably telling the truth.

Throughout the interview [redacted] kept saying he was "going to get" "Mr. Ed" and other threatening remarks. Both Don and I tried to dissuade that and we both encouraged him to report the incident to the authorities. I explained "Mr Ed" was already suspended from Boy Scout activities.

(5)

(4/25 11:15 AM Reported alleged child
abuse and threats by [redacted] to
Child Abuse Register [redacted]. "Has"
took the report and said she would also notify
G.C.P.D about threats -

Edgard M. Rincon

Garden Grove, Ca. 92640

June 17, 1990

Richard Harrington
Western Region
Boy Scouts of America

Dear Mr Harrington:

I have recently been the victim of a vicious accusation by a boy from Troop 75 of Garden Grove, where I have been an adult leader for about 17 years. Based solely on this boy's word, my registration in the BSA was cancelled as of April 29, 1990, and I was given sixty days to appeal. This is my response.

I joined Scouting when I was 12. As a scout, I earned the highest rank the country where I was born had to offer. I went from patrol Quartermaster to troop Scoutmaster. I worked hard, always emphasizing Scout Spirit and adherence to the Scout Oath and Law. This approach, combined with the idea of making all the activities fun for everybody allowed me to accomplish a lot. My reputation as a scout and as a leader grew so much that to this day when I arrive in the old country a delegation of uniformed scouts always comes to the airport to greet me.

In the United States I have been volunteering my services to the same District (El Capitan) for over 20 years. As a Scoutmaster in Troop 90 I turned a weak, declining troop into one of the best two units in the District. The other was Troop 75, where I was also volunteering as an Assistant Scoutmaster. I worked for Troop 90 for many years, and received nothing but awards and praise from the boys, the parents and the BSA. Under my direction, the troop earned the National Camping Award every year, was always one of the top troops at the Camporee and was given the President's Honor Unit Award, among other awards. My backpacking program was so successful that other units would request my services in organizing theirs. We would go to the Colorado river every year in fiberglass canoes of our own making, and never missed a Summercamp. In fact,

my troop had at the very least one outing a month. I was given the Woodbadge beads in 1975, the Scouter's Training Award, the Scoutmaster's Key, the National President's Leader of Distinction Award, the District's Award of Merit, and lots of certificates of appreciation and recognition from the troops, the ESA and the boys themselves. During all this time, I was also an Assistant Scoutmaster in Troop 75, and everyone there at the time can attest to my integrity.

I was elected to the Order of the Arrow and, after leaving the Scoutmastership of Troop 90 to a former Eagle Scout I dedicated myself to reviving the local Chapter, which was at the lowest possible level of morale, organization and membership. When I became Chapter Advisor I made Scout Spirit our first priority, and all our activities became well organized, instructive and fun. The Chapter was given the Chapter of the Year award several times. Seasoned Scouters would come forward to tell me that our Fellowship was the finest, most inspiring experience they ever had in Scouting. I still get stopped by former arrowmen who want to pump my left hand and thank me for the experiences and memories I helped to provide for them. I received the Wixiscan award, was voted Arrowman of the Year and was given the Vigil Honor.

As sometimes happens to very active volunteers, I began to feel a little burned out. I became less active in the Order of the Arrow, but remained as an adult leader in Troop 75. I also put on my backpacking program for Troop 174, and remained there as an Assistant Scoutmaster for several years. There, as everywhere, my efforts were appreciated by all.

At about this time, I developed ulcers, due primarily to job related stress. I dropped out of Troop 174, but, again, maintained my membership with Troop 75. I wasn't very active there, but I helped with training, merit badges, Summercamps and other activities, including, now and then, Friday night swims. Last year my ulcers put me in the hospital, and early this year I had to undergo mayor surgery for the ulcers as well as for my gallbladder.

and asked me to talk to those boys, so I drove my car to catch up with them. There were two sets of brothers: the first had several members and were lead by the oldest, a very tall and responsible young man. The other set were younger, the [REDACTED] brothers, and they said that they were spending the night with the others. I told them that they had upset the Scoutmaster by walking away, at night, without his permission, that the Scouts were responsible for them at that time, and that their parents would not know where they were. I also questioned them rather sternly about whether or not the [REDACTED] already had permission to spend the night away from home. They hadn't. I let them know that I wasn't pleased. But since they all live nearby, and I couldn't put them all in my car, I let the matter drop and they walked home. However, I called the Scoutmaster as soon as I got home and informed him on what had happened. I thought that was the end of a rather typical Friday night troop swim. I had no idea of the trouble that was brewing.

Before that night, I have had thousands of opportunities to molest scouts if that was my bent. I have earned hundreds of backpacking and camping awards, representing perhaps thousands of days and nights spent in very close contact with scouts, in situations where it would have been easy to do something as has been suggested. Do you really believe that a pervert would not have taken advantage, through more than 20 years, of the easy and safe opportunities presented to him in a lifetime of Scouting, and, instead, would choose to attack a rather sullen, unattractive, immature young boy in a situation where not only he couldn't physically take his action to any twisted conclusion, but put himself in great danger of being caught in the act by the many boys and adults in the immediate area at the time?

I consider myself a good citizen and a law abiding man. I have lived in the same place for 17 years and no one has ever had any complaints in my neighbourhood. I have worked for the same company for 23 years, again with no complaints whatsoever. I don't smoke and only drink an occasional glass of champagne. My police record is absolutely clean, and the only time I've ever been in the presence of a judge was when I fought an unfair traffic ticket, and I won the case.

I wasn't told by the BSA which boy accused me, but I have reason to believe it was [REDACTED] [REDACTED] was one of the stragglers at the showers, one of the boys who were walking home, and didn't have permission to spend the night away from home. I might have been overly stern that night, and he could have been upset by my words. However, that is hard to believe, because I had gone out of my way to help this particular boy. He had told me that he couldn't go to the Colorado river because of money. I told him to do odd jobs for his neighbors. He said he couldn't get any work, that he had tried, and his brother had the available paper route. I told him to offer to wash and wax cars, or mow lawns. He said that nobody wanted to give him any work. I told him he could wax my car, since it needed it and I couldn't do it myself because of my surgery. He came over the Saturday before the night of the alleged incident. He waxed my car, we went for a coke at MacDonalds and returned to my apartment. Just then his dad called him. I gave the \$10 dollars I had offered him beforehand (he did a good job), asked him to deposit the money in his camping account with the troop treasurer (apparently he never did), and he went home. I didn't see him again until the next Friday, when the incident supposedly happened:

If [REDACTED] had wanted to punish me, or get even with me for something, he could have accused me of having attempted anything at my apartment when he was alone with me, although the doors were wide open and the sliding glass door to the balcony was also open all this time, so we really didn't have any privacy. Perhaps he was subconsciously pleading for help or searching for attention. I know that adolescence is not an easy stage for a boy, specially today, and during this time of confusing thoughts and feelings reason sometimes looses out to unfounded fears and misinterpreted facts. I can't blame his father for being so angry, but I have had to take his threats very seriously.

I can understand the BSA's position, and its attempt at avoiding liability, but I can't help feeling that, after

all these years of loyal service to Scouting, the BSA has not been very supportive of me. In fact, it seems that, without a shred of evidence, the BSA has set itself up as judge and jury, pronounced a verdict of guilty, and punished me by kicking me out of the organization. I have been denied the right to know the exact nature of the charges, and, officially, I don't even know who my accuser is. Even in the most barbaric nation this treatment would be considered most unfair, if not illegal.

So far, I have suffered in silence in order to protect the troop and Scouting from scandal. Apparently gossip has been minimal.

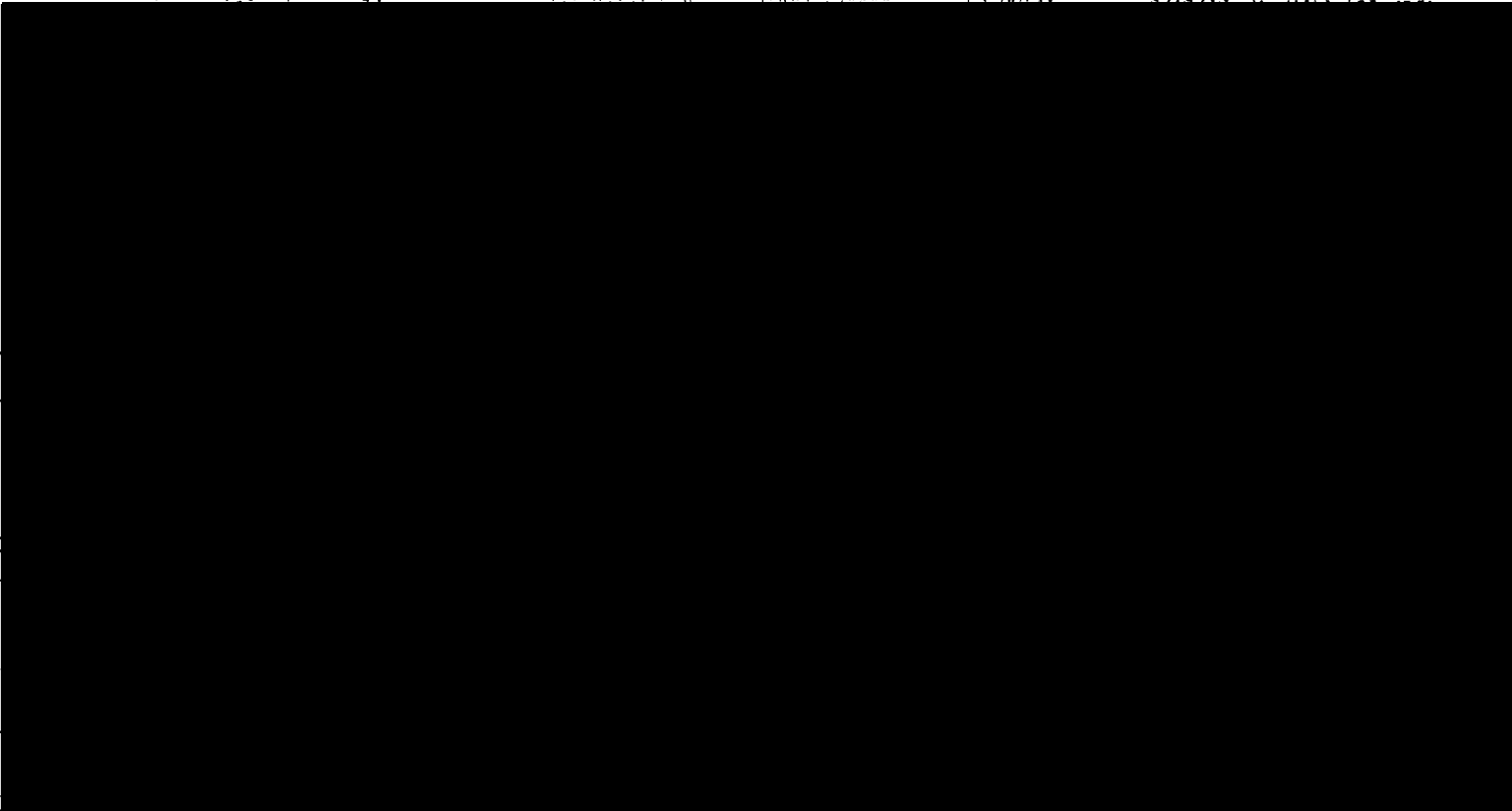
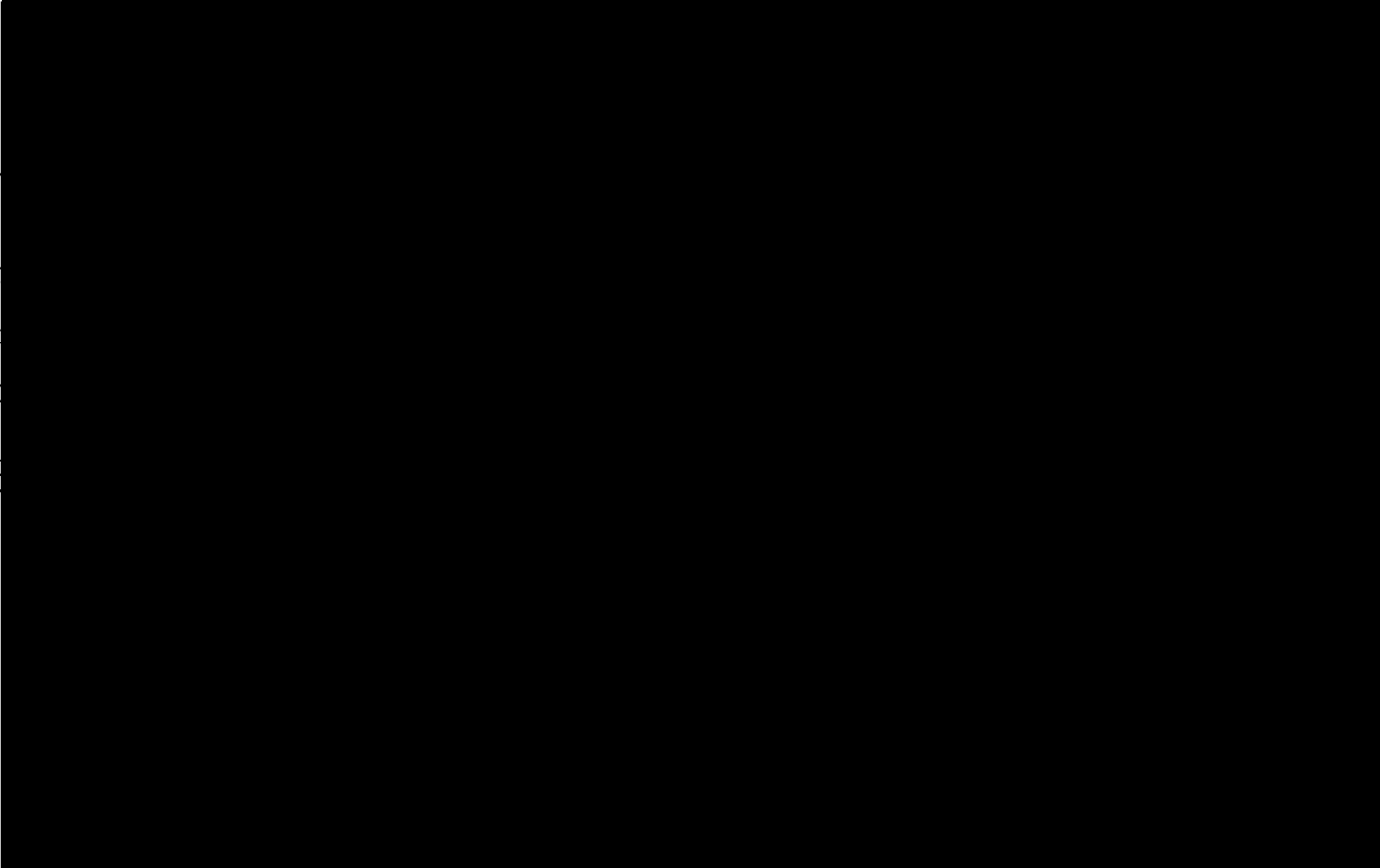
I want to make it clear that I want the BSA to reinstate my membership. I do not intend to continue as an active member of the BSA, because now I see clearly the grave danger that every scout volunteer is in today, and I would not put myself again through what I have gone through in the past two months for anything in the world. The stress can quite literally kill me. Besides, in our society an accusation such as this is tantamount to being guilty, and the parents would never feel confident with me, or I comfortable with them. However, I will not allow my Scouting career, which has brought me honor and self-fulfillment, and which also brought an exciting, inspiring Scouting program to literally thousands of boys, to end in dishonor and rejection.

If necessary, I will solicit testimonials of my moral character from every scout, scouter and parent that I ever came in contact with. This may force this issue into the open, and it may get ugly, but I will fight this ridiculous, unfounded rumor at every level of Scouting and, failing that, through every avenue of the judicial system. I will not stop until my name is officially cleared. I am a rather quiet, unassuming man, but I will not let my honor be destroyed. I may not have much, and I may not have accomplished a great deal during my life, but I want to go to my grave not as a pervert, but with the satisfaction that I have done my part in helping the youth of our world. Do not take that away from me.

Yours in Scouting,

Edgard L. Rivera

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CONFIDENTIAL
CONFIDENTIAL

READY FOR FILE

JUN 21 1990

A. GRAVES

June 18, 1990

Mr. Ted Cox
Director of Field Service
Orange County Council, No. 39

PERSONAL AND CONFIDENTIAL

SUBJECT: ED RINCON

Dear Ted:

I received a copy of the letter which you sent to Mr. Rincon suspending his registration. We have no other material in our file at this time.

I am enclosing an Ineligible Volunteer Record Sheet which I would like to have completed, so we can identify Mr. Rincon. Please give us as much information as you have available.

We would also like to have some substantiation of the reasons for your action. Please give us newspaper clippings, court records, or statements from individuals which would substantiate this.

Thanks for your help.

Sincerely,

Paul Ernst, Director
Registration Service

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Enclosure

cc: Western Region
A. Buford Hill, Council No. 39

CONF018849



BOY SCOUTS OF AMERICA
ORANGE COUNTY COUNCIL, INC.

3590 Harbor Gateway North
Costa Mesa, California 92626-1425

April 23, 1990

Ed Rincon

[REDACTED]
Garden Grove, CA 92640

Co 39
50075 - 00149

Dear Ed:

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. A refund of your registration fee is enclosed.

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

If you wish to have this decision reviewed by a Boy Scouts of America 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 Boy Scouts of America member should be reinstated. The procedures for a review of this decision are attached.

Sincerely yours,

Ted Cox
Director of Field Service

TC/kv

cc: Richard Harrington
Western Region, BSA

Paul Ernst, Director
Registration Service

CONF018850

MS08

MEMBERSHIP SUPPORT SYSTEM

MEMBER DELETE

06/29/90
12:45:23

CNCL 039 PRG/UNIT 50075 SEQ. 001149

FIRST: ED LAST : RINCON

ADDR1: ██████████ ADDR2: GARDEN GROVE CA ZIP: 92240

ADDR3: ██████████ ADDR4: ██████████

REG STATUS: R ENROLL: 0283 BIRTH: 0000 SEX: M AGENCY: H ADULT/YOUTH: A

POSITION: SA FINDERCODE: 53 PHONE: ██████████ BULK: MAG-STATUS:

REN DAT: 0191

TRANSFER FROM = CNCL: PGM/UNIT: SEQ: TRANSFER DATE:

MAGAZINES

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S			N	06	0390	0390	0590	04	004	00	2403	0191

PF2>DELETE PF12>MENU CLR>END
MEMBER DELETED FROM DATABASE SUCCESSFULLY