

CONFIDENTIAL RECORD SHEET  
REGISTRATION SERVICE  
BOY SCOUTS OF AMERICA

DATE: 9/29/89

FULL NAME SGT. JAMES E. GOODMAN  
(No initials if you can possibly get full name)

S.S. NO. [REDACTED]

ADDRESS [REDACTED]

CITY ORANGE STATE TEXAS ZIP CODE 77630

DATE OF BIRTH 6/21/41 (This is important and should be exact)

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

RELIGION \_\_\_\_\_ NATIONALITY (Citizen of) WHITE

OCCUPATION POLICE OFFICER

EDUCATION HIGH SCHOOL

WEIGHT 175 HEIGHT 5'10" RACE WHITE

COLOR OF HAIR BLACK COLOR OF EYES BROWN?

ANY DISTINGUISHING PHYSICAL CHARACTERSTICS \_\_\_\_\_

HOBBIES OR SPECIAL INTERESTS \_\_\_\_\_

MARRIED  SINGLE  NAME OF SPOUSE SINGLE (DIVORCED)

CHILDREN 2 ([REDACTED])  
(Name, number, ages, if possible)

SCOUTING CONNECTIONS:

UNIT #	CITY	STATE	POSITION	DATE REGISTERED	DATE RESIGNED
POST 401	ORANGE	TEXAS	ASSOCIATED ADVISOR	9/88	9/89

Chartered Organization ORANGE POLICE DEPARTMENT

SPECIAL RECOGNITION \_\_\_\_\_

INCIDENT: TYPE 2 - 3 DATE OF INCIDENT 1988-89 RESOLUTION 2  
Type Resolution

- |  |                                |
|--|--------------------------------|
| 1=Scout Related                            | 1. Internal (only Scouts Know) |
| 2=Non-scout related                        | 2. Criminal action             |
| 3=homosexual (not specifically with youth) | 3. Court action                |
|  | 4. Probationary status         |
|  | 5. Reported to state agency    |

Check off list of attached documentation

- NOTED**
- Description of incident
  - Victim(s) statement
  - Medical reports
  - Legal proceedings
  - Offender's statement
  - Official notification of termination
  - Found guilty/innocent by court
- NOV 20 1989  
PHL ANGERS

Council THREE RIVERS COUNCIL Signed Johnnie Atkins  
SCOUT EXECUTIVE

CONFIDENTIAL  
SEP 7 1989  
F. STARON

3828r-eko-11/3/88

November 26, 1990

Mr. Johnny W. Atkins  
Scout Executive  
Three Rivers Council, No. 578

PERSONAL AND CONFIDENTIAL

SUBJECT: SGT. JAMES E. GOODMAN

Dear Johnny:

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 and Statistical Service

eko

cc: South Central Region, Sum SCR

READY TO FILE  
NOV 26 1990  
ERIN O'RILEY

CONF016716

JAMES GOODMAN

On October 29, 11 o'clock a.m. I talked to Mr. Johnny Atkins, Scout Executive of Council 578.

Mr. Atkins indicated James Goodman was indicted, and had been fired from his job with the police department.

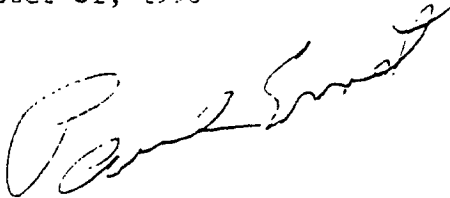
When they got ready to bring this to trial, they discovered that the statute of limitations had run out and therefore, no legal action took place.

We are placing this information in our file, so we will have it in the future should we need it.

Paul Ernst

bg

October 31, 1990

A handwritten signature in cursive script, appearing to read "Paul Ernst", written in dark ink.

~~MR STANES~~

~~Estimated office~~  
~~call.~~

~~Please call him~~  
~~to get the out~~

~~GOODMAN~~

JAMES

INDICATED MAY 10/25

FIRED UP DURING CITIZEN

SUPPORT OF 

JUST CALL him on  
Monday.

M

October 4, 1990

Mr. Johnny W. Atkins  
Scout Executive  
Three Rivers Council, No. 578

PERSONAL AND CONFIDENTIAL

SUBJECT: JAMES E. GOODMAN

Dear Johnny:

I have not heard from you for quite some time concerning the above named individual. I would hope that the legal action would have been completed by this time, since it has gone on for approximately a year.

We would like newspaper clippings or court records indicating the outcome of the legal action and any sentencing which may have been imposed.

Thanks for your help in completing this file.

Sincerely,

Paul Ernst, Director  
Registration and Statistical Service

ag

cc: South Central Region, Sum SCR

READY TO FILE  
OCT 05 1990  
ERIN O'RILEY

CONF016719

READY FOR FILE

APR 22 1990

JULIE FIELDER

April 12, 1990

Mr. Johnny W. Atkins  
Scout Executive  
Three Rivers Council, No. 578

PERSONAL AND CONFIDENTIAL

SUBJECT: JAMES E. GOODMAN

Dear Johnny:

This is just another follow up concerning the above named individual. We last heard from you in mid December and wondered if the legal action had now been completed. If so, we would like newspaper articles or court records which would substantiate the outcome.

Thanks for your help.

Sincerely,

Paul Ernst, Director  
Registration Service

jf

cc: South Central Region, Sum SCR

CONF016720



BOY SCOUTS OF AMERICA

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

December 18, 1989

Mr. Johnny W. Atkins  
Scout Executive  
Three Rivers Council, No. 578

PERSONAL AND CONFIDENTIAL

SUBJECT: JAMES E. GOODMAN

Dear Johnny:

Sometimes things take a long time for completion, but I am following up on the above named individual.

In September, you sent us material related to this individual indicating that he was charged with sexual acts with youth and had been suspended as a police officer. If the legal action is now completed, we would like the outcome of that action.

Thanks for your help in completing this file.

Sincerely,

Paul Ernst, Director  
Registration Service

jf

cc: South Central Region

Paul

Enclosed is news articles to  
update the Goodman File.

Thanks

Johnny

cc: SC Region

CONF016721

# Officer appeals suspension

By Margaret Toal  
Staff writer

ORANGE — Orange police Sgt. James Goodman filed an appeal of his indefinite suspension Tuesday, saying the allegations against him "are not truthful or factual or specific."

Goodman, through his attorney, Louis Dugas Jr., filed the appeal with Orange Civil Service Director Jeff Braun.

Police Chief Sam Kittrell suspended Goodman on Aug. 18 and, in compliance with the city's Civil Service rules, notified Goodman of the reasons for the suspension Aug. 22.

The allegations are that Goodman engaged in an illegal sexual assault at home with a male under the age of 17, and that Goodman provided alcoholic beverages to minors and received illegal drugs at his home. Goodman, in his appeal, denies the allegations.

"These are allegations which

"These are allegations which create a fear and negative response in the mind of the public."

Sgt. James Goodman  
In written appeal



boy's age as under 17.  
The suspension allegations also fail "to allege a culpable mental state" and fail to specify "the location or ownership of home."

Goodman also states in his appeal that the allegation about receiving illegal drugs does not identify the alleged drug or substance and does not identify "the alleged person who delivered the substance or drug."

The appeal states that dates on three of the accusations either are vague or are not specified, "thereby depriving me of an ability to prepare my case."

City Council members Tuesday night hired John Cash Smith to represent Kittrell and the city in all proceedings relating to Goodman's suspension.

The three-member Civil Service Commission will conduct an appeal hearing within 30 days.

The commission may overturn, modify or uphold the suspension.

took place more than six months preceding the date of the written order of the suspension."

He also states the "order of suspension does not describe the acts factually or specifically and does not allege the name or identity of the person allegedly assaulted."

In addition, Goodman says the allegation "is ambiguous in that the allegation reads as though the male under the age of 16 assisted in an assault."

Kittrell's notice listed the



# Commission to set hearing for Goodman

By REBECCA SHOCKLEY

Staff Reporter

Orange officials and Sgt. James Goodman will face off for a second time as the suspended police officer appeals his case to the city's civil service commission.

According to state law, a civil service commission hearing must be conducted and a decision rendered within 30 days of Goodman's letter of appeal, filed Aug. 29. The commission is slated to meet at 4 p.m. Thursday at the Orange Police Department to set a hearing date.

Three commissioners preside on the board chaired by Denn Grant. Other commissioners are Art Adamson and the Rev. Clarence Breaux.

The hearing itself is a public meeting and will operate much like a regular court hearing, according to state law.

State law restricts the hearing to those four allegations Orange Police Chief Sam Kittrell filed against Goodman on Aug. 22, which include two allegations of homosexual misconduct with minors, taking delivery of a controlled substance and making alcohol available to minors.

Evidence may be presented however, to substantiate those allegations, according to Kittrell's attorney John Cash Smith.

"The charges submitted are the only ones you can prove, but you can bring in any evidence you want to substantiate those charges," Smith said.

State law allows that the commissioners may deliberate in private, however.

Smith said the commission's last contested case, in which he presided, was against Goodman in 1977 and he expects this one to be similar in style.

"They held it at night in a courtroom over at the county courthouse and it was full (of on-lookers)," he said. "I presume they'll do the same thing this time."

And Cash said that since Goodman has called the hearing only two things could prevent it from taking place: a mutually agreed postponement or a grand jury indictment against Goodman.

The Orange County Attorney's Office has been investigating Goodman for several months but no criminal charges have been filed.

"A grand jury indictment, now that would cause some

Please see HEARING, page 2A

## ● Hearing to be set for Goodman

Continued from page 1A

problems," Cash said. "Then his lawyer would be faced with putting him on the witness stand under oath and that testimony could be used against him in any later criminal proceedings.

"The lawyer would have a real question as to whether he wanted him on the stand," Cash said. "He could opt to not put him on the stand and plead the Fifth Amendment like in a criminal case . . . In a criminal case the deliberating body can't use that against him, they can't consider the fact that he wouldn't testify, but not so in a civil case. You can

scream and holler about the fact that he won't get on the stand and use it against him in a civil case . . ."

The commissioners are required by law to decide whether Goodman should be permanently dismissed from the department, temporarily suspended or restored to his position.

If Goodman is reinstated he is entitled to full compensation for the actual time and benefits lost during his suspension.

If the commission elects to suspend or dismiss him, Goodman may appeal the case again to a district court.

# Appeal letter's legality doubted

Continued from page 1A

# Appeal letter's legality doubted

By REBECCA SHOCKLEY  
Staff Reporter

Orange Police Sgt. James Goodman last week not only denied the allegations of misconduct that the city has filed against him, but refuted the legality of the letter in which those allegations were made.

Outside officials, however, said they believe Goodman may have waived his right to appeal the case by filing an improper letter himself.

Goodman, a 14-year-veteran of the Orange Police Department, was indefinitely suspended Aug. 17 on four administrative charges of violating civil service rules.

In a letter dated Aug. 22, Orange Police Chief Sam Kittrell accused Goodman of two incidents of homosexual misconduct with minors, taking delivery of controlled substances and making alcohol available to minors.

Goodman replied last week with a three-page appeal letter that stated he not only denied the charges, but categorized why each charge was invalid. He also requested his immediate re-instatement based on the city's non-compliance with the law.

According to state law, the city is required to "file a written statement with the commission giving the reasons for the suspension" within 120 hours of the original notifications. Within that letter, the department head must "point out each civil service rule alleged to have been violated by the suspended fire fighter or police officer and must describe the alleged acts of the person . . . It is not sufficient for the department head merely to refer to the provisions of the rules alleged to have been violated," according to state law.

Goodman has alleged that the city failed to comply with this statute because Kittrell's order of suspension "does not describe the acts factually or specifically, and does not allege the name or identity of the persons" involved. He concluded in his appeal that, according to state law, he should be re-instated for their failure.

But Ron DeLord, president of the Combined Law Enforcement Associations of Texas, a statewide police lobby group based in Austin, said he disagrees with Goodman.

"What they (the city) do have to put in the letter is a

Please see APPEAL, page 2A

list of the rule violations they (Goodman) are being charged with and then a statement of fact, a summary enough to give notice of the incident, and notice of his right to appeal," DeLord said. "That's about all they have to have in the letter."

DeLord said case law has shown that specific information is not required, especially when the incident involves minors whose identity is protected under law.

"It's not like an indictment where the charges have to be the same as the material presented to the board," he added.

John Cash Smith, the attorney appointed by the city to represent Kittrell in the appeal hearing, said the city omitted the names of the juveniles involved in the allegations because it "is trying very hard to protect" them.

Cash added that the city provided Goodman's lawyer, Louis Dugas, with depositions and affidavits from witnesses to the incidents.

"We weren't required to do that, but we did that to be sure we gave them enough information to know specifically what incidents we were referring to but then again to protect these kids from getting smeared all over the media," he said. "They have more than enough information to know what we are referring to."

A lawsuit against the city of Houston substantiated that the civil service charges against an officer that involved juveniles "did not need to meet the precision or technicality of a criminal indictment."

Goodman has also alleged that the city failed to make other material points clear including alleging a culpable mental state, the exact location and ownership of his home and the exact Texas Penal Code violations in question, items which are also required for a criminal procedure.

Smith, who is a long-time civil lawyer and served as a commissioner on an appeal hearing Goodman had over an unrelated incident in 1977, said the information Goodman is requesting is not required in a civil procedure.

"The burden of proof required in a civil case is not nearly to the extent of a criminal case," Smith said. "All

the civil service commission has to be convinced is that these incidents more than likely happened — it's a civil burden not a criminal burden."

Several Texas lawsuits have established that civil service commissions need not meet criminal case requirements, including one against Fort Worth's civil service commission and one against Houston's commission.

Dugas declined to comment on why the information was requested.

"That stuff about the chief (omitting information) — that's just an argument and I don't think it will hold its water," DeLord said. "I think (the civil service commission) will just deny (his appeal) and then he can use it for the basis for a district court lawsuit, which isn't a bad legal move."

If the civil service commission does deny Goodman's appeal, he can appeal it to a district court, according to state law.

And while Goodman has cited deficiencies in Kittrell's suspension order against him, DeLord said Goodman may have nullified his right to appeal by omitting information of his own.

In his letter to the Orange Civil Service Commission, Goodman states that he denies the truth of each allegation but never explicitly requests a hearing.

DeLord said that Goodman's letter is required to include two statements: one denying the charges, their validity or the jurisdictional right of the commission, and another statement requesting a hearing either before the local commission or a third-party mediator.

"You can't just say 'I appeal because your letter is insufficient,'" DeLord said. "If they don't request a hearing then the civil service commission cannot hear the case because they do not have any jurisdiction."

Dugas declined to comment on whether the letter meets the request requirements.

The requirements, DeLord said, were established by a case against the city of Plano, which CLEAT attorneys lost in 1985.

"If he didn't do it then it makes no difference what (the city's) letter states because he didn't properly appeal his case," DeLord added.

# Suspended policeman resigns

BY REBECCA SHOCKLEY  
Staff Reporter

Orange Police Sgt. James Goodman, suspended last month based on allegations of sexual misconduct with a minor, resigned Friday afternoon.

His action also brings to an end Goodman's appeal of his indefinite suspension, in effect canceling a Civil Service Commission hearing slated for later this month, according to Orange City Manager Michael Van Wickler.

Because a suspended police officer may not submit a resignation, Police Chief Sam Kittrell revoked Goodman's suspension at 2 p.m. Friday to allow the 14-year veteran of the department to resign.

During the brief reinstatement and resignation procedure conducted in attorney John Cash Smith's office, Goodman did not give his reasons for resigning his commission, Van Wickler said.

Goodman was unavailable for comment Friday and his attorney, Louis Dugas, declined to comment. Kittrell also declined to comment.

Goodman was indefinitely suspended from the department Aug. 17 on allegations of homosexual assault of two minors, taking delivery of narcotics at his home and making alcohol available to minors. All four allegations are violations of the Texas Penal Code, according to Kittrell's memo to the commission filed Aug. 22.

Goodman appealed the suspension to the Orange Civil Service Commission Aug. 29 and the commission set the now-canceled hearing for Sept. 25 in a meeting Thursday.

Van Wickler added that Goodman's "guilt or innocence of the charges brought against him by Chief Kittrell are being neither sustained nor denied" by the acceptance of the resignation, but are now "a matter to be

determined by procedures other than those available through the city of Orange civil service rules and regulations."

Kittrell said previously that a criminal investigation of Goodman's conduct was also being conducted by another agency, but the Orange County grand jury had not handed down an indictment against the officer as of Friday afternoon.

Smith was retained by the city to represent Kittrell in the civil procedures regarding the suspension.

Last week, Smith said that if Goodman decided to testify during the civil service commission hearing, his testimony could have been used in any criminal proceeding that may also result as of the allegations against him. However, if Goodman opted not to answer any question about the allegations based on the Fifth Amendment, it could be used against him in the civil hearing.

## Suspended Orange policeman resigns job

ENTRAPER: ~~SE~~  
9-9-89

ORANGE — A police officer suspended after allegations of sexual assault, providing alcohol to minors and receiving illegal drugs, resigned Friday, city officials reported.

Police Chief Sam Kittrell suspended Sgt. James Goodman on Aug. 18, listing grounds for the suspension as "acts showing lack of good moral character" and "conduct prejudicial to good order."

City Manager Michael Van Wickler said he accepted Goodman's "voluntary resignation" about 2 p.m. in the office of attorney John Cash Smith, who has been hired to represent Kittrell in any proceeding involving Goodman.

Van Wickler said Goodman did not disclose the reason for his resignation.

"Sgt. Goodman's guilt or innocence of the charges brought against him by Chief Kittrell are being neither sustained or denied by my acceptance of his resignation," Van Wickler said.

Kittrell said Friday he could not comment. Goodman's attorney Louis Dugas Jr. also declined to comment.

Goodman, 40, has denied the accusations against him. He had appealed his suspension, but his resignation ends the appeal process.

Kittrell, in a letter filed according to Civil Service Commission rules, listed reasons for the suspension as allegations of sexual assault with juvenile males, providing alcohol to minors and receiving illegal drugs at his home.

Goodman is a 14-year veteran of the department who served as an adviser of the department's Boy Scout Explorer post and served as a Crime Stoppers program spokesman.

ORANGE LEADER

# Former Orange officer indicted

By PATRICIA WILSON  
Staff Reporter

Former Orange Police Sgt. James Goodman was indicted Friday on two separate charges of indecency with a child.

According to indictments handed down by a grand jury held over from last month, Goodman, 40, engaged in sexual relations with two 17-year-old boys on different occasions.

Judge Buddie Hahn, 260th District Court, set bond at \$20,000 on each charge. Goodman was booked and released from the Orange County Jail Friday afternoon.

Neither Goodman nor his attorney, Louis Dugas, could be reached for comment Friday evening.

Goodman resigned from the Orange Police Department last Friday, ending his appeal of an indefinite suspension. A Civil Service Commission hearing was scheduled for later this month, but Goodman's resignation canceled it.

He was placed on indefinite suspension Aug. 17 after investigations revealed alleged homosexual activities with minors and taking delivery of illegal drugs, according to a letter filed with the commission.

The letter, filed by Orange Police Chief Sam Kittrell, also charged Goodman with making alcoholic beverages available to minors in his home. The violations reportedly dated back to November 1987.

County Attorney Steve Howard said the grand jury did not hear any other pleadings and declined further comments.

After he was suspended, Goodman filed an appeal letter denying the allegations of homosexual activities with minors and drug use. He also claimed that the notification of suspension did not comply with state law.

But the appeal was voided when Goodman resigned from the police department.

9-16-89

# Former Orange policeman faces indecency indictment

By Margaret Toal  
Staff writer

ORANGE — An Orange County grand jury Friday indicted former Orange police Sgt. James Goodman on two counts of indecency with a child in connection with allegations of engaging in sexual relations with teenage boys.

Goodman, 40, surrendered at the Orange County Jail at 4:05 p.m. Friday with his lawyer. He was released on bond 40 minutes later.

District Judge Buddie Hahn

set bond at \$20,000 on each of the two counts.

Goodman is a former adviser of the police department's Explorer post and a former spokesman for Crime Stoppers.

Orange Police Chief Sam Kittrell indefinitely suspended Goodman from the force Aug. 18 and on Aug. 22 listed four allega-



GOODMAN

tions for the suspension.

Goodman resigned Sept. 8 after refuting the allegations against him.

The four allegations Kittrell listed were:

- On or about Nov. 21, 1987, Goodman "engaged in an illegal sexual assault at home with a male under the age of 17."
- During late 1988 and in the first four months of 1989, Goodman "engaged in an illegal sexual assault at home with another male under the age of 17."

See 'INDICTMENT,' page 3A

Continued from page 1A

under the age of 17."

During 1988 and 1989, Goodman made alcoholic beverages available to minors at his home.

On three occasions during 1989, Goodman received an illegal drug at his home.

Goodman filed an appeal of his suspension on Aug. 29 and denied the accusations. The Civil Service Commission set a hearing on his appeal, but Goodman's resignation ended the appeal process.

County Attorney Steve Howard issued a

press release about the indictment, which stated Goodman was accused of "engaging in sexual relations with juvenile males on different occasions."

The press release listed no other indictments.

Howard was not in his office late Friday afternoon to comment on whether the grand jury had completed its investigation of Goodman or whether the investigation was continuing on the other allegations outlined by Kittrell.

Goodman's attorney, Louis Dugas Jr., also was unavailable for comment Friday.

Goodman attracted public attention in

March when he shot and killed a 17-year-old burglary suspect outside a building where a silent burglar alarm had been tripped. Kittrell reported the boy ignored officers' instructions to halt and charged at Goodman in the dark with a tire tool.

In July 1988, Goodman was shot above the ankle and he shot another man in the leg at the Arthur Robinson housing project. The man who shot Goodman was convicted of attempted capital murder and is serving a life sentence in prison.

Police internal investigations and grand juries cleared Goodman of wrongfully firing his weapon in the two shootings.

## \*Indictment names former Orange officer

December 18, 1989

Mr. Johnny W. Atkins  
Scout Executive  
Three Rivers Council, No. 579

PERSONAL AND CONFIDENTIAL

SUBJECT: JAMES E. GOODMAN

Dear Johnny:

Sometimes things take a long time for completion, but I am following up on the above named individual.

In September, you sent us material related to this individual indicating that he was charged with sexual acts with youth and had been suspended as a police officer. If the legal action is now completed, we would like the outcome of that action.

Thanks for your help in completing this file.

Sincerely,

Paul Ernst, Director  
Registration Service

je

cc: South Central Region

READY TO FILE  
DEC 19 1989  
ERIN O'RILEY

CONF016728

READY FOR FILE

SEP 14 1989

A. GRAVES

September 15, 1989

CO. 578

Mr. Johnny W. Atkins  
Scout Executive  
Three Rivers Council, No. 578

PERSONAL AND CONFIDENTIAL

SUBJECT: James E. Goodman

Dear Johnny:

We appreciate all the good information which you recently sent concerning the above named individual. This is most helpful as we establish a file for refusal of registration in the future.

The only material we still need is the outcome of the legal action concerning Mr. Goodman. We would like to have newspaper clippings or court records, once the legal work is completed.

Thanks for your help in protecting the youth of America.

Sincerely,

Paul Ernst, Director  
Registration Service

ag

cc: South Central Region

CONF016729

JAMES E. GOODMAN FILE

Monday, August 28, 1989

On returning from Top Hands Meeting, Bill Bailey came to see me with the attached newspaper article related to Sgt. Goodman being suspended from the Orange Police Department. Bailey has visited with the Orange Police Chief and found that the alleged offenses had not involved any current Explorers and had not taken place at an Explorer meeting or activity. One boy involved at one time had been a member of the Post.

Tuesday, August 29, 1989

At 11:00 a.m. Bill Bailey and I met with Orange Police Chief Sam Kitrell to discuss Sgt. Goodman's suspension. Chief Kitrell gave us the attached Memorandum and said that the case was currently before the Orange County Grand Jury. He also said that Goodman had been relieved as Associate Advisor of the Post sponsored by the Orange Police Department.

I talked with Area Director Marc Reynerson and gave him the information that had been obtained.

I called for Regional Director Richard Bentley and talked with Wayne Taylor and gave him the details.

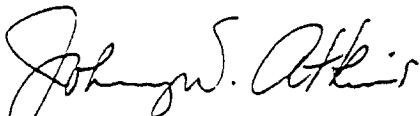
Wednesday, August 30, 1989

Talked with Council Commissioner about the information on Mr. Goodman. Tried to reach the Council President but he was out of his office.

Friday, September 1, 1989

The Council President signed the attached letter to Goodman and it was mailed Registered Mail with a return receipt requested.

All information was mailed to Paul Ernst.

  
Johnny W. Atkins  
Scout Executive



# Chief lists charges against Orange officer

By Margaret Toal Staff writer



M GOODMAN

ORANGE — Police Chief Sam Kittrell suspended a police sergeant this past week because of allegations of sexual assault with juvenile males, providing alcohol to minors and receiving illegal drugs, according to a document filed Tuesday.

In a statement required by the city's Civil Service Regulations, Kittrell listed the grounds for the suspension of Sgt. James Goodman as "moral character," "conduct as of fact showing lack of good moral character" and "conduct prejudicial to good order."

The Civil Service Commission

requires a suspended employee be informed in writing of the reasons for any disciplinary action within 120 hours of notification. The letter sent to Goodman became public when Kittrell filed it with the commission.

The above actions are related to criminal activity and render you unfit for further service in the Orange Police Department," Kittrell's letter stated.

Goodman, 40, is a 14-year veteran of the department. He was suspended for "conduct as of fact showing lack of good moral character" and "conduct prejudicial to good order."

The document lists four illegal

to make about the papers he filed Nov. 21, 1987. He also declined to verify whether the department's investigation was illegal, the results of which that investigation had been given over to the district attorney's office for whether a grand jury investigation is in progress.

Goodman has 10 days to appeal the suspension, in writing, to the three-member Civil Service Commission, or file an appeal to a third party, independent hearing examiner.

Goodman has 10 days to appeal the suspension, in writing, to the three-member Civil Service Commission, or file an appeal to a third party, independent hearing examiner.

Decisions of the Civil Service Commission may be appealed to the State Chief, page 8.

MEMORANDUM

TO: Sergeant James Goodman  
FROM: Sam Kitrell, Chief of Police  
SUBJECT: Grounds For Your Indefinite Suspension  
From Duty

You have been indefinitely suspended from duty without pay, as of August 18, 1989.

Pursuant to Sec. 143.052(c) of the Local Government Code, you are entitled to a written statement giving the reasons for your suspension. You have been suspended from duty because of violation of certain sections and subsections of the Rules of Firemen's and Policemen's Civil Service Commission adopted by the Civil Service Commission of the City of Orange which are hereinafter set out, with the violations set forth thereunder.

Section 80. Grounds for removal from classified service. The following are declared to be grounds for discharge and removal of an employee from the classified service:

- (6) acts showing lack of good moral character;
- (8) conduct prejudicial to good order;

You are charged with acts showing lack of good moral character and conduct prejudicial to good order as follows:

1. On or about Nov. 21, 1987, you engaged in an illegal sexual assault at home with a male under the age of 17, which is a violation of Section 22.011 of the penal code;

2. In late 1988, and in the first four months of 1989, you engaged in an illegal sexual assault at home with another male under the age of 17, a violation of Section 22.011 of the penal code.

3. At your home during 1988 and 1989, you knowingly made alcoholic beverages available to minors who consumed those beverages at your home, which is a violation of V.T.C.A. Alcoholic Beverage Code, Section 106.00.

4. On three occasions in the year 1989, you took delivery at your home of an illegal substance, or drug, which is a violation of The Controlled Substance Act, Art. 4476-15, Section 4.041.

A copy of this statement has been filed with the Fire-fighters and Police Officers Civil Service Commission of the City of Orange, and you may appeal this indefinite suspension in writing to said commission within ten (10) days after receiving a copy of this statement, or if you choose, you may, within the same time period, elect to appeal to an independent third-party hearing examiner instead of to the Commission. If you elect to appeal to a hearing examiner, you will waive all rights of appeal to a district court except for certain limited circumstances as detailed in subsection (j) of Section 143.057 of the Local Government Code.

The above actions are related to criminal activity and render you unfit for further service in the Orange Police Department. All of the above acts have been

discovered within 180 days of the date of your suspension on  
August 18, 1989.

Sam Kittrell  
Sam Kittrell, Chief of Police  
City of Orange, Texas

Received in person on the 22 day of August, 1989  
at 4:45 p.m.

James E. Goodman  
James E. Goodman

cc: Orange Civil Service Commission

CONF016734

Filed with the Firefighters and Police Officers Civil Service Commission of the City of Orange at 3:15 o'clock p.m. the 22nd day of August, 1989.

*Sam Kittrell*

Sam Kittrell, Chief of Police  
City of Orange, Texas

Received and filed the 22<sup>nd</sup> day of August, 1989 at 3:15 P.M.

*Jeff D. Braun*

Director of Firefighters and  
Police Officers Civil Service  
Commission - City of Orange, Texas



4650 Cardinal Drive Beaumont, Texas 77705-2797  
409-842-5240 or 735-2836

August 30, 1989

Mr. James E. Goodman

Orange, Texas 77630

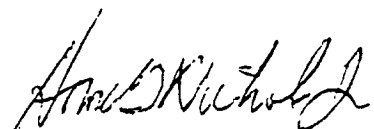
Dear Mr. Goodman:

After careful review, we have decided that your registration with the Boy Scouts of America should be suspended. We are therefore compelled to request that you sever any relations 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 suspend registration whenever there is a concern that an individual may not measure up to the high standards of membership the BSA seeks to provide for American youth.

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

Sincerely yours,

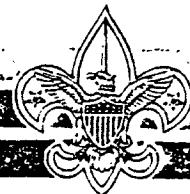
  
Howard G. Nichols, Jr.  
President

# APPENDIX C

## APPLICANT PROCEDURE FOR REQUESTING REVIEW OF DECISION DENYING REGISTRATION

1. If registration is refused, the applicant may request a review of this decision. This request must be in the form of a written request from the individual which includes his or her version of the facts supporting the claim that registration should not have been denied.
2. Upon receipt of the written request for review, the president of the local council shall appoint a committee to review the situation.
3. The appointed committee should review the facts as presented, and, in addition, may interview any persons whose testimony might assist the committee in discovering the truth and arriving at a correct decision.
4. A confidential report will be given to the applicant setting forth the decision of the committee.
5. The applicant may—if he or she does not agree with the decision—request a review from the regional director by submitting a written request for such a review within 30 days of the receipt of the local council decision.
6. If the regional review does not satisfy the applicant, he or she may ask for further review by the National Council by submitting a written request for such a review within 30 days of the receipt of the regional decision. The decision by the National Council is final.

Three Rivers Council No. 578  
Boy Scouts of America



4650 Cardinal Drive Beaumont, Texas 77705-2797  
409-842-5240 or 735-2836

August 29, 1989

National Council, BSA  
1325 Walnut Hill Drive  
P.O. Box 152079  
Irving, Tx. 75015-2079

Dear Sirs:

Please remove from your membership and cancel publications for the following adult leader registered in Post 401 (E-2401) as an Associate Advisor.

James E. Goodman II [REDACTED]  
[REDACTED]  
Orange, Tx. 77630

Our Scout Executive, Mr. Johnny Atkins, requested that this leader be deleted from our records and national records. I deleted him on Transmittal 890801 that will be sent to the National Office shortly.

Thank you for your assistance in this matter.

Sincerely,

*Peggy King*  
Peggy King  
Registrar

*SEVERAL REUSE  
OF CHILDREN*

*Added to CF file  
deleted from reg file  
9/15/89  
cm*

*MTL OR WPM  
8-31-89  
[Signature]  
AUG 31 1989*



MS08 MEMBERSHIP SUPPORT SYSTEM 09/05/89  
MEMBER DELETE 09:54:35

CNCL 578 PRG/UNIT E2401 SEQ. 017676  
FIRST: JAMES E LAST: GOODMAN TX  
ADDR1: ADDR2: ORANGE ZIP: 77630  
ADDR3: ADDR4:  
REG STATUS: D ENROLL: 1087 BIRTH: 0000 SEX: M AGENCY: M ADULT/YOUTH: A  
POSITION: AA FINDERCODE: 51 PHONE: BULK: MAG--STATUS:  
REN DAT: 0989  
TRANSFER FROM = CNCL: PGM/UNIT: SEQ: TRANSFER DATE:

MAGAZINES  
---SOURCE--- PRICE SUB STRT ---COPIES--- ISSUES TO GO AREAR LAST LABEL EXP  
TYPE CNCL P/UNT CODE TRM DATE FIRST LAST ORIG TOTAL COUNT PRINTED DAT  
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PF2>DELETE PF12>MENU CLR>END

MEMBER DELETED FROM DATABASE SUCCESSFULLY