

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO.: 10-CV-22236-ASG
Magistrate Judge: Magistrate Judge Chris M. McAliley

HOWARD ADELMAN and JUDITH
SCLAWY-ADELMAN, as Co-Personal
Representative of the Estate of
MICHAEL SCLAWY-ADELMAN,

Plaintiffs,

COPY

-vs-

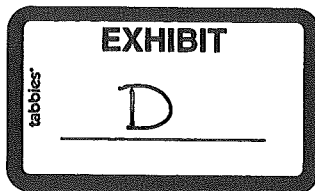
BOY SCOUTS OF AMERICA, THE
SOUTH FLORIDA COUNCIL, INC.;
BOY SCOUTS OF AMERICA;
PLANTATION UNITED METHODIST
CHURCH; HOWARD K. CROMPTON,
individually; and ANDREW L.
SCHMIDT, individually,

Defendants.

CONTINUED VIDEOTAPED DEPOSITION OF HOWARD ADELMAN
VOLUME III

Tuesday, March 22, 2011
11:20 a.m. - 7:40 p.m.
2350 South Dixie Highway
Miami, Florida 33133

{Stenographically} Reported By:
DONNA GUNION, FPR
FLORIDA PROFESSIONAL REPORTER



1 A. That would be a week when we would have sat down
2 together.

3 Q. Okay. And did you do that that week?

4 A. Most of the week or some of the week, I think he
5 was home and some of it I think he might have been out. I
6 think he came home late a couple of nights because he was
7 helping somebody with tutoring and I know he went to some
8 tutoring for physics AP.

9 Q. So if we go to the weekend before the hike, he
10 was in Kentucky, is that true?

11 A. Yes.

12 Q. What's your understanding of what he was doing
13 that weekend in Kentucky?

14 A. He was at the Tournament of Champions debate.

15 Q. And you were not present at that debate, is that
16 true?

17 A. It's true.

18 Q. Did he fly out to Kentucky?

19 A. With his class, yes.

20 Q. Do you know if he left on a Friday?

21 A. I don't remember if they left -- Thursday night?
22 Thursday night, yeah.

23 Q. Did he come back on Sunday?

24 A. I believe so, yes.

25 Q. So his trip was from Thursday to Sunday, the

1 preceding weekend before the hike?

2 A. Yes.

3 Q. Do you know if he came back -- what time on
4 Sunday he came back?

5 A. I don't know exactly what time he came back. I
6 think I was working that weekend, too, and when I woke up
7 he was home.

8 Q. Okay. And then you testified that that week
9 leading up to the hike he had been studying for AP tests,
10 is that true?

11 A. Yes.

12 Q. And then you just told me now he had come home
13 late a couple of nights because he was out helping other
14 students?

15 A. I think he was helping somebody with the AP
16 physics and then I think he also -- basically what he was
17 doing was he was being tutored for physics and then he
18 would pass along what he was learning to his friend to
19 help him.

20 Q. So that week he was being tutored for physics, he
21 was helping -- he was helping a friend and he was studying
22 for his own impending AP exams, is that correct?

23 MR. PELTZ: Object to the form and predicate.

24 THE WITNESS: This is to the best of my
25 recollection.

1 BY MR. LEVIN:

2 Q. I'm only asking you what you remember or
3 understand or you believe, sir.

4 A. Yeah. Because I believe that's what was going on
5 that week.

6 Q. And you testified you might have discussed the
7 hike with Mike and encouraged him to go. Do you remember
8 when you said that?

9 MR. PELTZ: Object to the form and predicate.

10 THE WITNESS: I don't remember exactly when we
11 had the discussion. I know we had the discussion at
12 some point.

13 BY MR. LEVIN:

14 Q. Was that -- do you know if that was before you
15 retrieved the CamelBak items for the hike?

16 A. It may have been earlier in the week.

17 Q. Earlier in the week you might have had the
18 discussion with Michael about encouraging him to go?

19 A. Yeah, I think there was some discussion back and
20 forth over a couple of days.

21 Q. And who was involved in those discussions?

22 A. I spoke to him. I think my wife spoke to him.

23 Q. Was there ever a time when you and your wife were
24 speaking to him on that topic together?

25 A. I don't think so. We didn't usually double team