

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

HOWARD ADELMAN AND
JUDITH SCLAWY-ADELMAN,
as Co-Personal Representatives
of the ESTATE OF MICHAEL
SCLAWY-ADELMAN,
Plaintiffs,

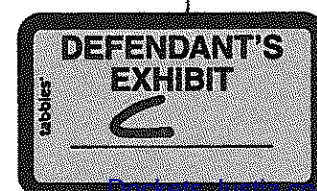
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vs. No. 10-CV-22236-ASG
BOY SCOUTS OF AMERICA;
THE SOUTH FLORIDA COUNCIL,
INC., BOY SCOUTS OF AMERICA;
PLANTATION UNITED METHODIST
CHURCH; HOWARD K. CROMPTON,
Individually; and ANDREW L.
SCHMIDT, Individually,
Defendants.

Leesfield & Partners,
2350 South Dixie Highway,
Miami, Florida,
Wednesday, 10:15 a.m.,
March 30, 2011.

D E P O S I T I O N
OF
JOSHUA CRIST
taken on behalf of the Plaintiffs
pursuant to a Notice of Taking Deposition

FRIEDMAN, LOMBARDI & OLSON
C O U R T R E P O R T E R S



1 A. Are you asking if that's what this document
2 says?

3 Q. I said, is there anything in this document
4 which says that the Scout executive or the South
5 Florida Council must accept the selection of a troop
6 leader made by either the chartered organization or
7 the troop?

8 A. No, this document does not say that.

9 Q. Are there any other documents that you're
10 aware of that would constitute an agreement -- strike
11 that.

12 Are over 75 percent of the Scout leaders
13 for troops that fall within the geographic area of
14 the South Florida Council trained? By that, I mean,
15 meet the qualifications of being called trained by
16 the Boy Scouts of America?

17 MR. LEVIN: Form.

18 A. I do not know that to be a fact.
19 75 percent? I don't know that.

20 Q. Okay. Is there a designation for Scout
21 leaders who have completed a certain amount of
22 training?

23 A. There's a training record for each
24 volunteer, yes.

25 Q. Right. But if a Scouting leader meets

1 certain requirements, are they considered to be the
2 word "trained," and they get a little patch on their
3 uniform that says "trained"?

4 A. Yes.

5 Q. What would we call that? I mean, just for
6 sake of ease of --

7 A. What would we call the training?

8 Q. No. I mean someone who has gone through
9 the training and been designated as being trained.
10 Is there a name for that?

11 A. No.

12 Q. Okay. Do you know approximately what
13 percentage of Scout leaders or Scoutmasters -- strike
14 that.

15 Do you know approximately what percentage
16 of Scoutmasters for troops that fall within the area
17 of the South Florida Council would be trained?

18 A. I do not know that off the top of my head,
19 no.

20 Q. Is it a significant majority?

21 A. I would think so.

22 Q. Is that something that the Boy Scouts of
23 America and the South Florida Council encourage for
24 Scoutmasters?

25 A. To be trained, yes.

1 Q. Do you know whether Mr. Crompton was
2 trained in that context?

3 A. I believe he was.

4 MR. LEVIN: Form.

5 Q. Have you seen any documentation of that?

6 A. I believe we -- in the request for
7 production, I saw that, yes.

8 Q. But what document would contain that
9 information?

10 A. His training records from our Scout net
11 system.

12 Q. So previously when we were talking about
13 what documents would be in his personnel file, we --

14 MR. SUMMERS: Objection to form.

15 MR. PELTZ: I didn't ask a question.

16 MR. SUMMERS: You were not talking about
17 that previously, so you're misleading.

18 MR. PELTZ: I'm not going to get into that
19 with you, Bill. I'm not going to get into an
20 argument with you.

21 You're coaching. You're not even giving me
22 the courtesy of finishing the question before you
23 object.

24 MR. SUMMERS: Well, when you spin it as
25 much as you do, there's no reason to keep wasting

1 time on the question.

2 MR. PELTZ: Are you through being
3 insulting? Can I move on?

4 MR. SUMMERS: I'm still waiting for the
5 apology when you insulted me with Mr. Adelman, saying
6 that I withheld documents.

7 If you're a man, you'll apologize on the
8 record, like you insulted me on the record.

9 MR. PELTZ: Can you go back to the question
10 I started before I was interrupted by Mr. Summers so
11 I can refresh my memory of where I was?

12 Q. When we were talking about the documents
13 that would be in Mr. Crompton's file that is
14 maintained by the South Florida Council, you had
15 mentioned the application which we had marked as
16 Exhibit 6.

17 We had talked about possibly copies of the
18 renewal forms, charter renewal forms which would
19 indicate his position, and now are you indicating
20 that, in addition, there would also be training
21 records?

22 A. We do maintain training records on them.

23 Q. What would those documents look like?

24 A. It's just a printout from our system that
25 shows what training courses were entered for each

1 individual.

2 MR. PELTZ: Excuse me one second.

3 [Short recess taken.]

4 Q. And you have seen that document in
5 connection with Mr. Crompton?

6 A. No.

7 Q. Okay. If normal procedures were followed,
8 should such a document exist?

9 A. If he turned in his paperwork that he
10 completed, it should be in the system.

11 Q. So as we sit here today, you really have no
12 information one way or another to know whether he was
13 trained or not?

14 MR. LEVIN: Form.

15 Q. By "trained," I'm referring to the formal
16 training process.

17 MR. LEVIN: Form.

18 A. I do not personally.

19 MR. SUMMERS: Which one are you talking
20 about?

21 MR. PELTZ: Crompton.

22 Q. If Mr. Crompton had been through the formal
23 training process, there should be some record of it
24 that the South Florida Council would have?

25 A. Either he would have it or we would have

1 it.

2 Q. Well, wouldn't it be important for the
3 South Florida Council to have it, if it existed?

4 A. Yes, it would be.

5 Q. Okay. When were you first notified of
6 Michael's death?

7 A. I guess I heard about it a day or two or so
8 after the event.

9 MR. PELTZ: Actually, before we get to
10 that, let me show you a document which we'll mark as
11 Exhibit 10.

12 Sorry. I only have one copy.

13 [The document referred to was marked for
14 identification as Plaintiffs' Exhibit No. 10.]

15 Q. Let me ask you, first of all, is that one
16 of the records for the South Florida Council?

17 A. Yes, it is.

18 Q. Would that be the training record?

19 A. That's the one I was referring to, correct.

20 Q. Okay.

21 MR. LEVIN: This is the document, Bob, that
22 you were going on and on about before, about whether
23 he's --

24 MR. PELTZ: That I was asking questions
25 about, you mean?

1 MR. LEVIN: About how this -- that you
2 showed it to him and it exists? Just for the record,
3 so we know whether or not it was even out there.

4 I'll let you ask your questions. I just
5 wanted to make sure that that's my understanding.

6 MR. PELTZ: You listen to the questions and
7 the answers and you'll find out.

8 MR. LEVIN: I agree with Bill. There are
9 questions that are very hard to understand today, and
10 the answers are, you know, to the best of the
11 witness' ability.

12 MR. PELTZ: Oh, I'm sure he's very capable.

13 Q. Now let me ask you, what would you call
14 Exhibit 10?

15 A. Says at the top, "Person Profile, Howard
16 King Crompton."

17 Q. Now, in order to be trained, what courses
18 would you need to take?

19 A. Depends on the position you're holding.

20 Q. Well, say for Scoutmaster.

21 A. He took them. "New Leader Essentials" and
22 "Intro to Outdoor Leadership Skills."

23 Q. Are those the only two courses that are
24 necessary to be considered to be trained, or is there
25 an additional course?

1 MR. SUMMERS: For Scoutmaster?

2 MR. PELTZ: Scoutmaster. Yes, sir.

3 A. Those are it.

4 Q. Okay. Are these online courses?

5 MR. LEVIN: Form.

6 MR. SCHEVIS: Join.

7 A. "Outdoor Leadership Skills" definitely is
8 not online. Maybe there may be portions of "New
9 Leader Essentials" that may be online.

10 Q. We'll come back to that.

11 Okay. Let's go back to some questions.
12 You said you first heard about Michael's death a day
13 or two afterwards?

14 A. Roughly. I don't remember exactly.

15 Q. What was the source of the information?

16 A. I guess I heard about it in the office.

17 Q. Okay.

18 A. I don't remember the exact source.

19 Q. What did you hear?

20 A. We had a Scout who died on a hike.

21 Q. Did you receive any further information?

22 A. Only what I heard on the news.

23 Q. I'm sorry?

24 A. Only what I heard on the news.

25 MR. LEVIN: Form. Not responsive.