

2/23/2011

Adelman v. Boy Scouts of America, et al. Frank Reigelman

Page 1

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 10-CV-22236-ASG

HOWARD ADELMAN AND JUDITH
SCLAWY-ADELMAN, AS CO-PERSONAL
REPRESENTATIVES OF THE
ESTATE OF MICHAEL SCLAWY-ADELMAN,

Plaintiffs,

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.

ORAL VIDEOTAPED 30(b)(6) DEPOSITION OF

FRANK REIGELMAN

FEBRUARY 23, 2011

VOLUME 1

ORAL AND VIDEOTAPED 30(b)(6) DEPOSITION OF

FRANK REIGELMAN, produced as a witness at the instance
of the Plaintiffs, taken in the above-styled and
numbered cause on February 23, 2011, from 9:18 a.m. to
7:14 p.m., before Holly Bishop, Certified Shorthand
Reporter in and for the State of Texas, at the offices
of Continental Court Reporters, 1412 Main Street,
Suite 900, in the City of Dallas, State of Texas,
pursuant to the Federal Rules of Civil Procedure.

Alpha & Omega Reporting Services, Inc.
954-523-6422

4d468420-443



1 Q. (By Mr. Peltz) So in addition to the
2 commission of certain crimes or avowed homosexuality or
3 avowed atheism, this would be yet another criteria that
4 the Boy Scouts of America can use in refusing to accept
5 an applicant to a leadership position or in revoking the
6 authorization given to that applicant later on?

7 MR. LEVIN: Form.

8 A. Yes.

9 Q. (By Mr. Peltz) I'm sorry?

10 A. Yes.

11 Q. So the -- would a copy of this application or
12 the data from it be sent to Boy Scouts of America?

13 A. Yes.

14 Q. Then Boy Scouts of America would have the final
15 say as to whether the application would be granted for
16 the adult?

17 A. Yes.

18 Q. On the last page, it refers to the second
19 paragraph, it talks about fast start training. Is that
20 required for all Boy Scout leaders?

21 A. It's recommended.

22 Q. Well, in order to be -- to have the -- to be
23 considered, quote, trained -- let me back up.

24 On the top right-hand corner of this page,
25 there's a rectangle or rectangular box with a Boy Scouts

1 of America symbol and the word "trained."

2 A. Yes.

3 Q. What is the significance of that?

4 A. That's a representation of the trained insignia
5 or the trained strip that would go on a uniform.

6 Q. Does that indicate that the Boy Scout leader
7 has met certain specified training requirements or
8 levels?

9 A. Yes.

10 Q. And in order to be -- to receive the trained
11 badge, what training must the Boy Scout leader go
12 through?

13 A. Depending on the position, it would be fast
14 start and then training specific to their registered
15 position.

16 Q. So if you were a scoutmaster, in order to be
17 considered to be trained in this context, you would have
18 to go through fast start training and also the
19 scoutmaster specific training?

20 A. Yes.

21 MR. LEVIN: Form.

22 Q. (By Mr. Peltz) In addition, would they also
23 be -- well, let me back up a second.

24 In order to receive the training
25 certification, would an individual who was a scoutmaster

1 be required to go through fast start training and
2 scoutmaster specific training which would include youth
3 protection training, This is Scouting, and Introduction
4 to Outdoor Leader Skills?

5 MR. LEVIN: Form.

6 A. I believe that's correct, yes.

7 Q. (By Mr. Peltz) Is that what the form
8 indicates?

9 MR. LEVIN: Form.

10 MR. SUMMERS: Objection to form.

11 A. Yes.

12 Q. (By Mr. Peltz) Now, you said that training is
13 not required, it's only recommended?

14 MR. LEVIN: Objection to the form of the
15 question, misstates the testimony, move to strike.

16 A. It's -- training is offered by districts and
17 councils, and, in fact, in some cases, it's moving
18 towards a required or mandatory training.

19 Q. Well, what do you mean "in some cases"?

20 MR. LEVIN: Form.

21 A. Some of our councils are piloting a mandatory
22 training program.

23 Q. (By Mr. Peltz) Is that a rather recent
24 vintage?

25 A. Fairly recently, yeah.

1 Q. Okay. Prior to -- is that an experimental
2 program?

3 MR. LEVIN: Form.

4 A. It's a pilot.

5 Q. (By Mr. Peltz) Okay. Part of that pilot
6 program, were troop leaders required to go through the
7 level of training necessary to receive the trained-level
8 badge?

9 MR. LEVIN: Form.

10 A. Yes.

11 Q. (By Mr. Peltz) So they were required?

12 MR. LEVIN: Form.

13 A. To receive the badge, yes.

14 Q. (By Mr. Peltz) Okay. I'm sorry. My question
15 is, were scoutmasters, prior to this pilot project,
16 required to undergo the level of training necessary to
17 receive -- that's a bad question. Okay.

18 Are scoutmasters required to be trained in
19 the context of having the trained badge?

20 MR. LEVIN: Form.

21 MR. GAEBE: Object to form.

22 A. To receive the badge, they're required to be
23 trained.

24 Q. (By Mr. Peltz) My question is are -- do -- are
25 scoutmasters required to receive the badge?

1 A. No.

2 MR. LEVIN: Form.

3 Q. (By Mr. Peltz) They're only recommended to
4 undergo the training necessary to receive the badge?

5 A. Yes.

6 Q. Are there any statistics to indicate how
7 many -- what percentage of scoutmasters are trained,
8 meet the requirements of being trained?

9 MR. SUMMERS: Objection to form.

10 A. I believe that there's some data available on
11 that.

12 Q. (By Mr. Peltz) I mean, are we talking about 99
13 percent, are we talking about 50 percent or somewhere in
14 between?

15 A. I don't -- I don't know what the exact number
16 would be on that.

17 Q. Do you have an approximation?

18 A. I would say it would be somewhere in the
19 two-thirds to three-quarters.

20 Q. Okay.

21 MR. LEVIN: I'm going to object to the
22 last four questions; foundation, predicate.

23 MR. PELTZ: Do you have the Guide To Safe
24 Scouting?

25 (Document supplied)