

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

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

CIRCUIT CIVIL DIVISION

CASE NO. 10-CV-22236-ASG

Plaintiffs,

v.

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.

DEFENDANTS, HOWARD K. CROMPTON and ANDREW L. SCHMIDT'S,  
AMENDED RULE 26(a)(1)(A) DISCLOSURES

COME NOW, the Defendants, HOWARD K. CROMPTON and ANDREW L.  
SCHMIDT, pursuant to Federal Rule of Civil Procedure 26(a)(1)(A) and hereby file their  
Disclosures as follows:

**R. 26(a)(1)(A)(i):**

1. **Howard Adelman – Plaintiff**  
c/o Mark A. Sylvester, Esquire  
Leesfield & Partners, P.A.  
2350 South Dixie Highway  
Miami, FL 33133

This is a Plaintiff in this lawsuit.

2. **Judith Sclawy-Adelman – Plaintiff**

c/o Mark A. Sylvester, Esquire  
Leesfield & Partners, P.A.  
2350 South Dixie Highway  
Miami, FL 33133

This is a Plaintiff in this lawsuit.

3. **Howard K. Crompton – Defendant**

c/o Wicker, Smith, O'Hara McCoy & Ford, PA  
2900 SW 28 Terrace  
Miami, Florida 33133

This is a Defendant in this lawsuit.

4. **Andrew L. Schmidt – Defendant**

c/o Wicker, Smith, O'Hara McCoy & Ford, PA  
2900 SW 28 Terrace  
Miami, Florida 33133

This is a Defendant in this lawsuit.

5. **Chase Howard Crompton**

10349 NW 2<sup>nd</sup> Court  
Plantation, FL 33324  
(954) 474-9910

This person is believed to have knowledge of the incident alleged in Plaintiffs' Amended Complaint.

6. **Khristopher L. Leon**

16880 SW 22<sup>nd</sup> Avenue  
Ft. Lauderdale, FL  
(954) 583-4550

This person is believed to have knowledge of the incident alleged in Plaintiffs' Amended Complaint.

7. **Marianne M. Mills**  
Public Affairs Specialist  
United States Department of the Interior  
National Park Service  
Southeast Regional Office, NPS  
100 Alabama Street SW, 1924 Building  
Atlanta, GA 30303  
Telephone is believed to be: (404) 507-5600

This person is believed to have knowledge of the information in the possession of the National Park Service relating to the incident described in Plaintiffs' Amended Complaint.

8. **David Velga**  
Regional Director/ Southeast Region  
United States Department of the Interior  
National Park Service  
Southeast Regional Office, NPS  
100 Alabama Street SW, 1924 Building  
Atlanta, GA 30303  
Telephone is believed to be: (404) 507-5600

This person is believed to have knowledge of the information in the possession of the National Park Service relating to the incident described in Plaintiffs' Amended Complaint.

9. **Ms. Patricia Courtelyou-Hamilton**  
Attorney-Advisor  
Office of the Regional Solicitor  
U.S. Department of the Interior  
75 Spring Street, SW Suite 304  
Atlanta, GA 30303  
Telephone number unknown.

This person is believed to have knowledge of the information in the possession of the National Park Service relating to the incident described in Plaintiffs' Amended Complaint.

10. **Edward Clark**  
Chief Park Ranger  
National Park Service  
Big Cypress National Preserve

HCR 61, Box 110  
Ochopee, FL 34141  
Telephone number is believed to be: (239) 340-8395

This person is believed to have knowledge of the information in the possession of the Big Cypress National Preserve relating to the incident described in Plaintiffs' Amended Complaint, as well as knowledge of the incident described in Plaintiffs' Amended Complaint.

11. **Drew D. Gilmour #272**  
Supervisory Ranger (Incident 09-0194)  
United States Department of the Interior  
National Park Service  
Big Cypress National Preserve  
HCR 61, Box 110  
Ochopee, FL 34141  
Telephone number is believed to be: (239) 340-8395

This person is believed to have knowledge of the incident described in Plaintiffs' Amended Complaint.

12. **Gary Shreffler #56**  
Reporting Officer/Ranger (Incident 09-0194)  
United States Department of the Interior  
National Park Service  
Big Cypress National Preserve  
HCR 61, Box 110  
Ochopee, FL 34141  
Telephone is believed to be: (239) 340-0121

This person is believed to have knowledge of the incident described in Plaintiffs' Amended Complaint.

13. **Garnet Tritt ADR**  
United States Department of the Interior  
National Park Service  
Address unknown.  
Telephone number is unknown.

This person is believed to have knowledge of the incident described in Plaintiffs' Amended Complaint.

14. **Wynn Carney**  
Park Ranger  
United States Department of the Interior  
National Park Service  
Big Cypress National Preserve  
HCR 61, Box 110  
Ochopee, FL 34141  
Telephone number is believed to be: (239) 340-8395

This person is believed to have knowledge of the incident described in the Plaintiffs' Amended Complaint.

15. **Mike O'Leary**  
Big Cypress Aviation/Fire Cache Manager  
Address unknown.  
Telephone number unknown.

This person is believed to have knowledge of the incident described in Plaintiffs' Amended Complaint.

16. **Bruce Dissel**  
Helicopter Manager  
Helicopter 981RL  
Big Cypress Aviation  
Address unknown.  
Telephone number unknown.

This person is believed to have knowledge of the incident described in Plaintiffs' Amended Complaint.

17. **Gary Freeman**  
Helicopter Pilot  
Helicopter 981RL  
Big Cypress Aviation  
Address unknown.  
Telephone number unknown.

This person is believed to have knowledge of the incident described in Plaintiffs' Amended Complaint.

18. **Investigator Kevin P. O'Neill**  
Major Crimes Investigator  
Collier County Sheriff's Office

3301 Tamiami Trail E., Building J  
Naples, Florida 34112  
Telephone number unknown.

This person is believed to have knowledge of the investigation of the incident described in Plaintiffs' Amended Complaint.

19. **Armando Rodolfo Pina**  
EMS/Fire Rescue  
338 W. Roderick Avenue  
Oxnard, CA 93030  
Telephone number is believed to be: (805) 377-5820

This person is believed to have knowledge of the incident described in Plaintiffs' Amended Complaint.

20. **Officer J. R. Comings**  
Collier County Sheriff's Office – District 7  
301 Tamiami Trail E., Building J  
Naples, Florida 34112  
Telephone number unknown.

This person is believed to have knowledge of the investigation of the incident described in Plaintiffs' Amended Complaint.

21. **Sergeant Wrobleski**  
Collier County Sheriff's Office  
301 Tamiami Trail E., Building J  
Naples, Florida 34112  
Telephone number unknown.

This person is believed to have knowledge of the investigation of the incident described in Plaintiffs' Amended Complaint.

22. **McFadden (ID #2499) (first name unknown)**  
Communication Supervisor  
Collier County Sheriff's Office  
3301 Tamiami Trail E., Building J  
Naples, Florida 34112  
Telephone number unknown.

This person is believed to have knowledge of the investigation of the incident described in Plaintiffs' Amended Complaint.

23. **Eric (last name unknown)**  
Emergency Room Supervisor  
Naples Community Hospital  
Naples, Florida  
Address unknown.  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

24. **Michele (last name unknown)**  
District 20 Medical Examiners Office  
3838 Domestic Avenue  
Naples, FL 34104  
Telephone number is believed to be: (239) 434-5020

This person is believed to have knowledge of the decedent's medical condition.

25. **Dr. Coburn (first name unknown)**  
District 20 Medical Examiners Office  
3838 Domestic Avenue  
Naples, FL 34104  
Telephone number is believed to be: (239) 434-5020

This person is believed to have knowledge of the decedent's medical condition.

26. **Records Custodian**  
Jackson Memorial Hospital Laboratories  
1611 NW 12<sup>th</sup> Ave.  
Miami, FL 33136  
Telephone number is unknown.

This person is believed to have knowledge of the decedent's medical condition.

27. **Brian Reeds**  
Address Unknown.  
Telephone number unknown.

This person is believed to have knowledge of the investigation of the incident described in Plaintiffs' Amended Complaint.

28. **Special Agent Dave Mayeski**  
Address unknown.  
Telephone number is believed to be: (828) 736-1671

This person is believed to have knowledge of the investigation of the incident described in Plaintiffs' Amended Complaint.

29. **Natalie Felber (ID#2924)**  
CCSO PIO  
Collier County Sheriff's Office  
3301 Tamiami Trail E., Building J  
Naples, Florida 34112  
Telephone number unknown.

This person is believed to have knowledge of the investigation of the incident described in Plaintiffs' Amended Complaint.

30. **Chuck Hunty**  
South East Boy Scout Organization  
Address unknown.  
Telephone number unknown.

This person is believed to have knowledge of the investigation of the incident described in Plaintiffs' Amended Complaint.

31. **Investigator Terrie Morgenthal**  
SAO  
Address unknown.  
Telephone number unknown.

This person is believed to have knowledge of the investigation of the incident described in Plaintiffs' Amended Complaint.

32. **CRI Cherney**  
Address unknown.  
Telephone number unknown.

This person is believed to have knowledge of the investigation of the incident described in Plaintiffs' Amended Complaint.

33. **Lt. Fox**  
Address unknown.  
Telephone number unknown.

This person is believed to have knowledge of the investigation of the incident described in Plaintiffs' Amended Complaint.

34. **Records Custodian**  
**Southwest Professional Services**  
Address unknown.  
Telephone number unknown.

35. **Manfred C. Borges, M.D.**  
District Twenty Medical Examiner  
3838 Domestic Avenue  
Naples, Florida 34104  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

36. **Rev. Dr. Samuel Wright**  
Plantation United Methodist Church  
1001 NW 70 Avenue  
Plantation, Florida 33313  
Telephone number unknown.

This person is believed to have knowledge of the incident described in Plaintiffs' Amended Complaint.

37. **Rev. Timothy Smiley**  
c/o Greg M. Gaebe, Esquire  
Gaebe, Mullen, Antonelli, Esco & DiMatteo  
420 South Dixie Highway, 3rd Floor  
Coral Gables, FL 33146  
Telephone number unknown.

This person is believed to have knowledge of the incident described in Plaintiffs' Amended Complaint.

38. **Jeffrey Fliegenspan, M.D.**  
**And/or Records Custodian**  
3126 North Federal Highway

Lighthouse Point, FL 33064  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

39. **Records Custodian**  
**Naples Community Hospital – Medical Records**  
350 7th Street North  
Naples, FL 34102-5730  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

40. **Records Custodian**  
**Naples Community Hospital – Radiology Department**  
350 7th Street North  
Naples, FL 34102-5730  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

41. **Records Custodian**  
**Naples Community Hospital – Billing Department**  
350 7th Street North  
Naples, FL 34102-5730  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

42. **Ronald Bullard, M.D.**  
**And/or Records Custodian**  
1835 North Corporate Lakes Blvd.  
Weston, Florida 33326  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

43. **Jose Flores, M.D.**  
**And/or Records Custodian**  
5800 Colonial Drive, Suite 405  
Margate, Florida 33063  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

44. **Walter Fingerer, M.D.**  
**And/or Records Custodian**  
3001 NW 49 Avenue  
Lauderdale Lakes, Florida 33313  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

45. **Mark Mautner, D.M.D.**  
**And/or Records Custodian**  
1601 North Palm Avenue  
Pembroke Pines, Florida 33026  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

46. **Robert Sheinberg, D.P.M.**  
**And/or Records Custodian**  
1600 Town Center Blvd., Suite C  
Weston, Florida 33326  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

47. **Mark Dorfman, M.D.**  
**And/or Records Custodian**  
2740 Hollywood Blvd.  
Hollywood, Florida 33020  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

48. **Jose G. Poliak, M.D.**  
**And/or Records Custodian**  
5800 Colonial Drive  
Pompano Beach, Florida 33063  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

49. **Jeffrey Heilig, D.M.D.**  
**And/or Records Custodian**  
1040 Weston Road, Suite 300  
Weston, Florida 33326  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

50. **Jacqueline Schwartz, M.D.**  
**And/or Records Custodian**  
2605 North Hiatus Road  
Hollywood, Florida 33026  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

51. **Kenneth Taylor, M.D.**  
**And/or Records Custodian**  
4440 Sheridan Street  
Hollywood, Florida 33021  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

52. **Records Custodian**  
**Bethesda Memorial Hospital – Medical Records**  
2815 S. Seacrest Blvd.  
Boynton Beach, Florida 33435

Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

53. **Records Custodian**  
**Bethesda Memorial Hospital – Radiology Department**  
2815 S. Seacrest Blvd.  
Boynton Beach, Florida 33435  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

54. **Records Custodian**  
**Bethesda Memorial Hospital – Billing Department**  
2815 S. Seacrest Blvd.  
Boynton Beach, Florida 33435  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

55. **Records Custodian**  
**Westside Regional Hospital – Medical Records**  
8201 W. Broward Blvd.  
Plantation, Florida 33324  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

56. **Records Custodian**  
**Westside Regional Hospital – Radiology Department**  
8201 W. Broward Blvd.  
Plantation, Florida 33324  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

57. **Records Custodian**  
**Westside Regional Hospital – Billing Department**  
8201 W. Broward Blvd.  
Plantation, Florida 33324

This person is believed to have knowledge of the decedent's medical condition.

58. **Records Custodian**  
**Memorial Hospital West – Medical Records**  
703 N. Flamingo Road  
Pembroke Pines, Florida 33028  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

59. **Records Custodian**  
**Memorial Hospital West – Radiology Department**  
703 N. Flamingo Road  
Pembroke Pines, Florida 33028  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

60. **Records Custodian**  
**Memorial Hospital West – Billing Department**  
703 N. Flamingo Road  
Pembroke Pines, Florida 33028  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

61. **Records Custodian**  
**Miami Children's Hospital – Medical Records**  
3100 SW 62 Avenue  
Miami, Florida 33155  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

62. **Records Custodian**  
**Miami Children's Hospital – Radiology Department**  
3100 SW 62 Avenue  
Miami, Florida 33155  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

63. **Records Custodian**  
**Miami Children's Hospital – Billing Department**  
3100 SW 62 Avenue  
Miami, Florida 33155  
Telephone number unknown.

This person is believed to have knowledge of the decedent's medical condition.

64. **Bradley Schmidt**  
911 Country Club Cir.  
Plantation, FL  
Telephone number unknown.

This person is believed to have knowledge of the incident alleged in Plaintiff's Amended Complaint.

65. **Doug Beals**

66. **N. Dean Kubler**  
1820 E. Oak Knoll Circle  
Davie, Florida 33324  
Telephone number unknown.

This person is believed to have knowledge of the incident alleged in Plaintiffs' Amended Complaint.

67. **Jeffrey Hunt**  
South Florida Council  
Boy Scouts of America  
Address unknown.  
Telephone number unknown.

This person is believed to have knowledge of the incident alleged in Plaintiffs' Amended Complaint.

68. **Chris Zimmerman**  
1961 SW 68<sup>th</sup> Avenue  
Plantation, FL 33317  
Telephone number unknown.

This person is believed to have knowledge of the incident alleged in Plaintiffs' Amended Complaint.

**R. 26(a)(1)(A)(ii):**

1. District Twenty Medical Examiner records from examination conducted on May 9, 2009 of Michael Sclawy-Adelman maintained by the Collier County Sheriff's Office.
2. United States Department of the Interior National Park Service Incident Report.
3. Photographs from the hospital of Michael Adelman.
4. A digital copy of the audio file representing the 911 telephone communications on May 9, 2009 by Howard K. Crompton, maintained by the Collier County Sheriff's Office.
5. Photographs taken by Howard K. Crompton during the May 9, 2009 hike, depicting the trail and the hikers.
6. Boy Scouts of America Troop 111 Plantation Florida Parent Permission Form 2008-09 for Michael Sclawy-Adelman; signed by Plaintiff, Judy Sclawy-Adelman.
7. Boy Scouts Medical Form for Michael Sclawy-Adelman.
8. Boy Scouts Hiking Schedule handout for 2008-2009 (Merit Badge completion).
9. 2009 Charter Agreement for Plantation United Methodist Church and, Charter Renewal Application.
10. Boy Scouts Tour Permit Application for the May 9, 2009 hike.

11. Dental records of Michael Sclawy-Adelman produced by Jeffrey Heilig, D.M.D.
12. Boy Scouts of America Personal Health and Medical Record Form – Class 3, for Michael Sclawy-Adelman, signed by Judith Sclawy dated 5/17/2008.
13. E-mail to Troop 111 from Andy Schmidt regarding the May 9, 2009 hike.
14. Photographs taken by Ranger G. Schreffler on 5/10/2009, pertaining to Case Number 09-0194 occurring on 05/09/2009.
15. Sworn statement of Howard K. Crompton, maintained by Collier County Sheriff's Office.
16. Unit Charter Renewal Report Package; South Florida Council: Troop 0111. (7 pages).
17. Collier County Sheriff's Office Offense Incident Report 0900013212, maintained by the Collier County Sheriff's Office.
18. Boy Scouts of America Troop Committee Guidebook.
19. Boy Scouts of America Merit Badge Series Hiking manual.
20. Electronic documents from BSA Troop 111 website.
21. U.S. Department of the Interior National Park Service Backcountry Use Permit.
22. Boy Scouts of America: The Scoutmaster Handbook.
23. Boy Scouts of America Person Profile: Sclawy-Adelman, Michael
24. Laboratory Report from Jackson Memorial Hospital Laboratories (MR#: S0429-00016)
25. Sworn statement of Armando Rodolfo Pina, maintained by Collier County Sheriff's Office.
26. CAD Detail Report For OI Number: 09-13212, report number LSO090509013212.

27. Howard K. Crompton's cell phone records from May 9, 2009.
28. Big Cypress National Preserve Maps ([www.nps.gov](http://www.nps.gov)).
29. Florida Trail Companion Guide for Long Distance Hikers by Florida Trail Association.
30. Boy Scouts of America Guide to Safe Scouting for Unit Activities.
31. Medication Form and Health Insurance Information form for Michael Sclawy-Adelman signed by Judith Sclawy dated 5/17/2008.
32. Photocopy of Health Insurance card ID: 991043079 for Memorial Healthcare System.
33. Howard Adelman Person ID 113140172 Person Profile screen shots (4) v6.28.
34. A blank copy of the Boy Scouts of America Troop 111 Plantation, Florida Parent Permission form 2008-09.
35. Boy Scouts of America Trek Safely Training Outline.
36. Letter from Andy Schmidt and Howard Crompton dated May 12, 2009 addressed to Judith, Howard, and Elisabeth.
37. Certifications of Completion of Training for being a Scout Master for Andy Schmidt.
38. E-mail from Andy Schmidt dated 5/11/2009 11:28:17 A.M. EDT. (Subject: Troop 111 Family).
39. E-mail from Andy Schmidt dated 5/12/2009 9:52:12 A.M. EDT. (Subject: Troop Hike)
40. E-mail from Andy Schmidt dated 5/13/2009 4:15:47 P.M. EDT. (Subject: Tonight's Troop Meeting.
41. E-mail to Andy Schmidt dated 3/12/2008 7:16:15 P.M. EDT (Subject: Re: Collier-Seminole).
42. E-mail from Andy Schmidt dated 4/4/2009 6:55:41 P.M. EDT (Subject: Re: Hiking MB.

43. E-mail from Andy Schmidt dated 4/4/2009 6:50:33 A.M. EDT.
44. E-mail from Andy Schmidt dated 4/16/2009 6:05:36 P.M. EDT. (Subject: Troop Hike on saturday).
45. E-mail from Andy Schmidt dated 5/7/2009 7:49:39 A.M. EDT (Subject: Hiking Merit Badge).
46. E-mail from Andy Schmidt dated 5/10/2009 2:59:11 P.M. EDT (Subject: Important Troop 111 Annoucement).
47. E-mail to Andy Schmidt dated 5/18/2009 8:44:06 A.M. EDT (Subject: Example).
48. Portions of the Annual Recognition Banquet brochure entitled "Program" and "Eagle Scout Class 2009-2010 HONOREE Michael Sclawy-Adelman.

**R. 26(a)(1)(A)(iii):**

1. These Defendants are not seeking damages.

**R. 26(a)(1)(A)(iv):**

1. These Defendants have been advised by their respective homeowners' insurance companies that this case is not a covered loss. These Defendants believe they may be entitled to insurance under the policy issued to the Boy Scouts of America but they have no written confirmation nor do they have a copy of any agreement.

I HEREBY CERTIFY that on September 10, 2010, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

WICKER, SMITH, O'HARA, MCCOY &  
FORD, P.A.

Attorney for Howard K. Crompton and  
Andrew L. Schmidt  
Grove Plaza, 5th Floor  
2900 S.W. 28th Terrace  
Miami, FL 33133  
Phone: (305) 448-3939  
Fax: (305) 441-1745

By:           /s/ Frederick E. Hasty, III  
Frederick E. Hasty III  
Florida Bar No. 260606  
fhasty@wickersmith.com

**Service List**

Mark A. Sylvester, Esquire  
Leesfield & Partners, P.A.  
2350 South Dixie Highway  
Miami, FL 33133

William S. Reese, Esquire  
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