

APPENDIX B

CONFIDENTIAL RECORD SHEET

REGISTRATION SERVICE
BOY SCOUTS OF AMERICA

Date 4/6/89

Social Security Number [REDACTED]

Full name Ernie Delgado

Address [REDACTED] (if possible, get full name)

Address

City Roswell State NM ZIP 88201

Date of birth 4/09/57 (This is important and should be exact.)

Approximate age 32 (To be used ONLY when date of birth is not known.)

Religion _____ Nationality US Citizen

Occupation Transportation Mfg. Co.

Education _____

Weight 145 Height 5'9" Race Mexican/American

Color of hair black Color of eyes black

Outstanding characteristics or interests photography, camping

Married or single single Children _____
(Number, ages, and names, if possible)

Spouse's name _____

Scouting connections:

Unit No.	City	State	Position	Date registered	Date resigned
P-22	Roswell	NM	WA/WL	8/77	10/85
T-2	Roswell	NM	SA	1/83	present

Special recognition District Award of Merit, BS Trng. Award

Suspended or denied registration for following reasons arrested for sexual child abuse 4/5/89

SPECIFY THE FACTS THAT LEAD YOU TO RECOMMEND DENIAL OF REGISTRATION, AND LIST ATTACHED SUPPORTING DOCUMENTS (STATE ONLY KNOWN FACTS, NOT RUMOR, CONJECTURE, OR SPECULATION):

Signed

John L. Schultze
Scout Executive

Council

Conquistador

7

CONFIDENTIAL

APR 13 1989

F. STARON

NOTED

MAR 28 1990

JOSEPH L ANGLIM

CONF017465

FIFTH DISTRICT COURT
CHAVES COUNTY, NEW MEXICO
JULIUS J. HENNING

IN THE DISTRICT COURT OF CHAVES COUNTY

90 MAR -8 AM 10:17

STATE OF NEW MEXICO

GERALD HENNING
CLERK DISTRICT COURT

STATE OF NEW MEXICO,

Plaintiff,

vs.

No. CR-89-184

ERNIE DELGADO,

DOB: 04/09/57

SS#: [REDACTED]

Defendant.

JUDGMENT, SENTENCE AND COMMITMENT

The defendant was charged by Criminal Information herein with the commission on or about December 23, 1985, of the felony crimes of Counts 1 and 2, Criminal Sexual Penetration of a Minor and with the commission on or about the four weekends of June, 1988, of the felony crime of Count 3, Contributing to the Delinquency of a Minor. On November 30, 1989, the defendant was found guilty by a jury of the crimes as charged in the Criminal Information. The Court accepted and recorded the jury's verdict. On March 6, 1990, the defendant came before the Court for sentencing.

The State of New Mexico was represented by Vernon O. M. Henning, Senior Trial Prosecutor, at the trial and sentencing. The defendant appeared in person and was represented by Jesse Cosby, Assistant Public Defender, at the trial and sentencing.

THE JUDGMENT AND SENTENCE OF THE COURT IS THEREFORE AS FOLLOWS:


As to Count 1, the defendant is committed to the custody of the Department of Corrections for EIGHTEEN (18) YEARS followed by TWO (2) years on parole. As to Count 2, the defendant is

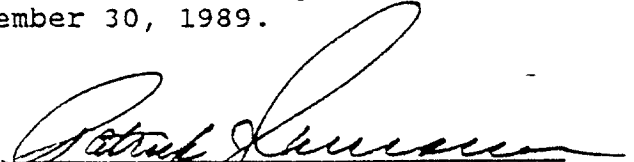
committed to the custody of the Department of Corrections for EIGHTEEN (18) YEARS followed by TWO (2) years on parole, concurrent with Count 1. As to Count 3, the defendant is committed to the custody of the Department of Corrections for EIGHTEEN (18) MONTHS followed by ONE (1) year on parole, consecutive to Counts 1 and 2.

The sentence is Count 3 is suspended. The defendant shall serve eighteen months probation, consecutive to parole, on Counts 1 and 2, for a total sentence of EIGHTEEN (18) YEARS followed by TWO (2) years mandatory parole and 1 1/2 years probation for a total of 3 1/2 years of supervision on release.

THEREFORE, You, the Sheriff of Chaves County, New Mexico, are hereby commanded to take defendant in custody and transport him to the Department of Corrections as set forth hereinabove. Defendant shall receive credit as follows: August 9 through August 10, 1989 and since November 30, 1989.

SUBMITTED:


VERNON O. M. HENNING
SENIOR TRIAL PROSECUTOR


PATRICK J. FRANCOEUR
DISTRICT JUDGE

MAR 08 1990
(17) 7:30

April 13, 1989

READY FOR FILE

APR 16 1989

A. GRAVES

Mr. John R. Scheillstede
Scout Executive
Conquistador Council, No. 413

PERSONAL AND CONFIDENTIAL

SUBJECT: ERNIE DELGADO

Dear John:

Thank you very much for the information concerning the above named individual. This is most helpful as we build a file which will lead to refusal of registration in the future.

Please keep me informed related to the sexual abuse charges. I would like the outcome of the legal action and any sentencing which may be imposed.

Thanks again for helping us complete this file and protect the youth of America.

Sincerely,

Paul Brass, Director
Registration Service

js

cc: South Central Region

CONF017468



SUPER TROOP #2



806 N. MISSOURI ROSWELL NM

TO: Ernie Delgado
Assistant Scoutmaster

4/3/89

FROM: John Halvorson
Scoutmaster

Re: Allegation of Misconduct

Dear Mr. Delgado:


It has come to my attention the Roswell Police Department has received complaints of child abuse/molestation involving youth members of Boy Scouts of America Troop 2 and yourself.

The policy of the Boy Scouts of America is very specific, that this action is not acceptable and counterproductive to the program. Because the accusation involves Troop members, I feel it is in the best interest of the Troop that you should be placed on indefinite suspension from Troop activities pending results of the investigation.

Due to your position as Administrative Assistant, all official records of the Troop or Scouts, including troop property, keys, photographs, should be surrendered at the earliest possible convenience.

Should you wish to appeal this decision, you should contact the office of the Conquistador Council, BSA for information concerning appeal procedures.

Sincerely,


John Halvorson
Scoutmaster
BSA Troop 2

JH/Jh
cc Troop Committee Chairman
Conquistador Council Executive



READY FOR FILE

MAR 30 1990

A. GRAVES

March 30, 1990

Mr. John R. Schellstede
Scout Executive
Conquistador Council, No. 419

PERSONAL AND CONFIDENTIAL

SUBJECT: ERNIE DELGADO

Dear John:

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 Service

ag

cc: South Central Region, Sum SCR

CONF017470

January 22, 1990

READY FOR FILE

JAN 22 1990

JULIE FIELDER

Mr. John R. Schellstade
Scout Executive
Conquistador Council, No. 413

PERSONAL AND CONFIDENTIAL

SUBJECT: ERNIE DELGADO

Dear John:

I hate to bother you again, but I need more information concerning the above named individual. In the spring you sent us information that indicated he had been accused of child abuse and molestation.

We need the outcome of any legal action which has occurred. Please give us newspaper clippings, court records, or other material which will substantiate the outcome of this legal action.

Thanks for your help in completing this file.

Sincerely,

Paul Ernst, Director
Registration Service

jf

cc: South Central Region

CONF017472

September 5, 1989

READY FOR FILE

SEP 05 1989

Mr. John R. Schellstede
Scout Executive
Conquistador Council, No. 413

JULIE EATON

PERSONAL AND CONFIDENTIAL

SUBJECT: ERNIE DELGADO

Dear John:

We appreciate the previous material which you sent concerning the above named individual. This was most helpful as we started a file which will lead to refusal of registration in the future.

We would like the outcome of the legal action, since I would hope it has been completed by this time. He was originally arrested in early April on the sex abuse charges.

Please keep us informed and help us to complete this file.

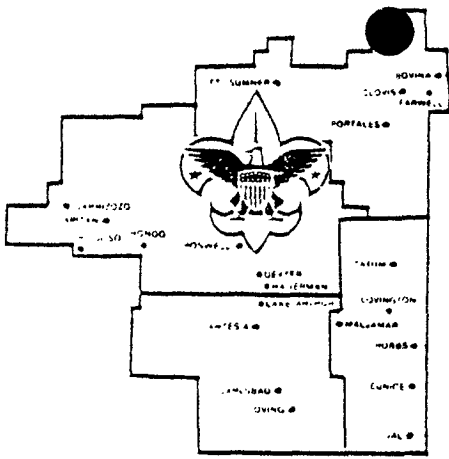
Sincerely,

Paul Ernst, Director
Registration Service

je

cc: South Central Region

CONF017473



CONQUISTADOR COUNCIL NO. 413
BOY SCOUTS OF AMERICA

2603 N ASPEN
ROSWELL, NEW MEXICO 88201
AREA CODE 505
622-3461

RICHARD T. (Dick) KNOWLES
President

JOHN R. (Bob) SCHELLSTEDE
Scout Executive

April 3, 1989

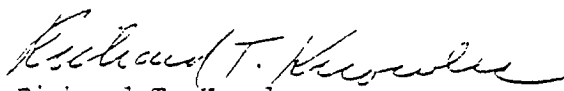
Dear Mr. Delgado:

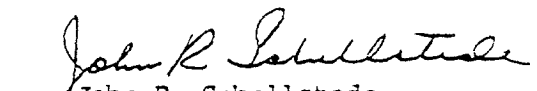
After careful review, we have decided that your registration with the Boy Scouts of America should be suspended. We are therefore compelled to request that you sever any relations you may have with the Boy Scouts of America. A refund of your registration fee is enclosed.

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,


Richard T. Knowles
Council President


John R. Schellstede
Scout Executive

PROCEDURE FOR REQUESTING REVIEW
OF DECISION SUSPENDING REGISTRATION

1. If registration is suspended, 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 be suspended.
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.

WILL CF
4-58

WATS CALL FORM

CALL BACK REQUESTED _____

COUNCIL # 413

PHONE NO: [REDACTED]

CALLER: JOHN SCHELLSTEDE

POSITION: JE ROSWELL

TYPE OF PROBLEM

REGISTRATION _____ VETERANS _____ EXPLORING _____
SCOUTING _____ BOYS' LIFE _____

UNIT # DIST. # EXP. DATE TRANSMITTAL # FILM #

INVESTIGATING INDIVIDUAL
WHO ^{WAS} ACCUSED OF MOLESTING A BOY
ANAL SEX -

B/4 Troop 2 ID# 035224

4/57 SA ERNIE DELEGAO SINGLE
REG IN 1977 AT 20 YRS OLD

WILL CALL MONDAY WITH MORE INFO.

SOME CONCERN ABOUT SET WITH ONE
OTHER BOY

LTR OF SUSPENSION GIVEN TO INDIVIDUAL
MATERIAL TO COME 4-589

Added to CF file
Deleted from reg file

NAME Permit
3-31-89

DATE _____

TIME _____

R/S-433
3/13/86-clf-567r

READY FOR FILE