

INELIGIBLE VOLUNTEER RECORD SHEET
REGISTRATION SERVICE
BOY SCOUTS OF AMERICA

Council No. 49 Date 8/9/90
Full name Merlin Edward Mundy
(no initials if you can possibly get full name)
Social Security Number _____
Address [REDACTED] Bonita, CA 92002
City _____ State _____ ZIP Code _____
Date of Birth 7/15/45 (This is important and should be exact)
Approximate age _____ (To be used ONLY when date of birth is not known.)
Religion _____ Nationality _____
Occupation _____ Education _____
Weight _____ Height _____ Race _____
Color of hair _____ Color of eyes _____
Outstanding characteristics or interests _____
Married or single married Children yes
(Number, ages, and names, if possible)
Spouse's name _____
Scouting connections: Chartered organization: _____
Unit No. T 804 # 105489 City _____ State _____
Position ASM Date registered _____ Date resigned _____
Special recognition _____
Suspended or denied registration for following reasons: convicted child abuser

SPECIFY THE FACTS THAT LEAD YOU TO RECOMMEND DENIAL OF REGISTRATION, INCLUDING HOW THE INFORMATION CAME TO THE COUNCIL'S ATTENTION, AND LIST ATTACHED SUPPORTING DOCUMENTS (STATE ONLY KNOWN FACTS, NOT RUMOR, CONJECTURE, OR SPECULATION):

NOTED

AUG 23 1990

JOSEPH L ANGLIM

Signed *Donald Brundage*
SCOUT EXECUTIVE

Council San Diego county Council, #49, BSA

CONFIDENTIAL

AUG 15 1990

F. STARON

August 24, 1990

Mr. Ronald K. Brundage
Scout Executive
San Diego County Council, No. 49

PERSONAL AND CONFIDENTIAL

SUBJECT: MERLIN EDWARD MUNDY

Dear Ron:

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

eko

cc: Western Region

READY TO FILE
AUG 24 1990
ERIN O'RILEY

CONF018288

Boy Scouts Of America

San Diego County Council

RONALD J. CARLSON
Chairman of the Board

M. W. RUSTY COOMBS
Council Commissioner

RONALD K. BRUNDAGE
President

August 9, 1990

Mr. Paul Ernst, SUM 108
Registration Dept.
National Office, BSA
Post Office Box 152079
Irving, TX 75015-2079

Dear Paul:

Please find enclosed information regarding Rodney Stark, Merlin Mundy and Jerry Frazier.

As you will notice from the news article regarding Mr. Stark, sentencing will take place on August 31st. I do not know whether there will be an appeal. You will recall that we forwarded to you the volunteer Record Sheet with supporting documents regarding this case.

With regard to Mr. Mundy, enclosed is information that appeared in the newspaper as well as a copy of a letter from Mr. Mundy, himself. Mr. Mundy is registered in the city of El Cajon as a register sex offender. It is my feeling that we should file the necessary paper work on this individual as well.,

Also, please note the information regarding Mr. Frazier. He has been convicted and sentenced. We should file the paper work on him also and I have enclosed the information we have available.

Sincerely,



Ron Brundage
Scout Executive

mbr

Enclosures

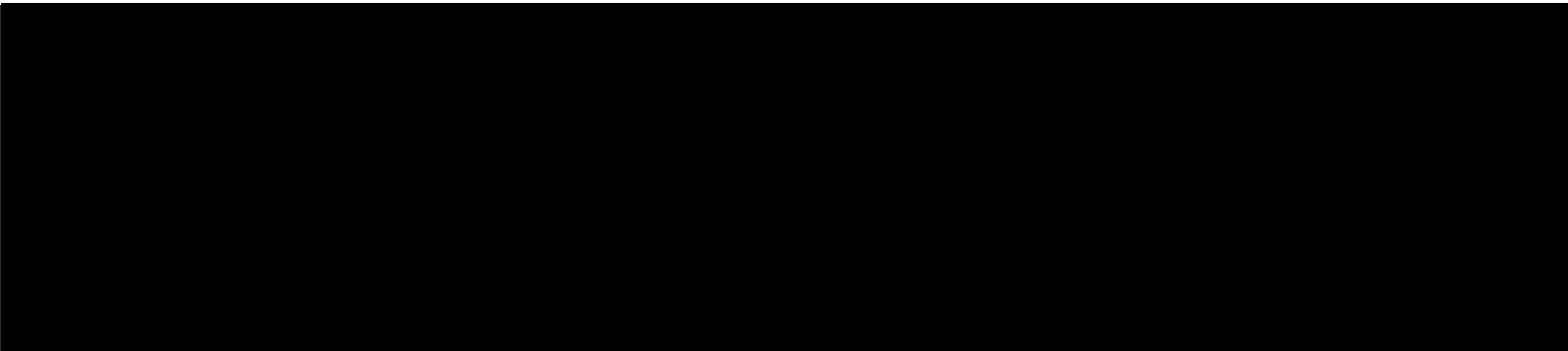
cc: David Park

P.O. BOX 33366/1207 UPAS STREET/SAN DIEGO, CALIFORNIA 92103

FROM THE DESK OF

13 July 1980

JUDGE DAVID M. GILL



[Handwritten signature]

Merlin E. Mundy



Bonita CA 92002



DOB - 7-15-45

ASIM-7-804

ABUSED:

Continued From Page 1

Judges found that county officials were negligent in failing to investigate the Mundys before allowing them to adopt Ronald and his sister, Rana, and for ignoring Ronald's repeated reports of abuse by his adoptive father.

Sarmiento, now 18, was 5 years old when his parents died in a murder-suicide. Sarmiento said that for four days, he, his sister and a brother stayed in the house until police were called.

Sarmiento and his sister were eventually placed in a Chula Vista foster home, while their brother was sent to Northern California. The Mundys, who lived down the street from the foster home, expressed interest in adopting Ronald's sister, then 7 years old. They agreed to adopt both children when county officials told them they would also have to adopt Ronald.

Although the Mundys said they didn't want to adopt children with emotional problems, county Department of Social Services allowed the Mundys to adopt Ronald and Rana in January 1982. Both children were in therapy following the death of their parents.

Sarmiento's attorney, Tom Gilmore, said that despite county regulations requiring regular visits by a social worker the first year of an adoption, no records were found indicating the Mundys were visited by a social worker.

Sarmiento, who was 9 when he was adopted by the couple, says Mundy regularly hit and punched him. When he had trouble learning how to tell time, he said he was hit with a clock. When he was in the kitchen, he was hit with pots, he said. When he drew violent pictures in school that concerned his teachers, Mundy made him eat the paper, he said.

Mundy would wake him up in the middle of the night and make him stand against the wall for hours or force him to do several hundred push-ups, Sarmiento said.

"It was the closest thing I could imagine to torture," Sarmiento said. "It wasn't twice a week. It was every day."

DARK SIDE

TRIVY'S tales of abuse ignored

By Anne Krueger

Tribune Staff Writer

FOR YEARS, Ronald Sarmiento looked for someone who would believe him when he tried to tell how his adoptive father had abused him.

During the 2½ years he lived with Merlin and Karen Mundy in Chula Vista, he ran away from home 11 times. Despite his reports of being hit and severely punished, despite numerous recommendations that he stay somewhere else, Sarmiento was always sent back to live with the Mundys.

Sarmiento recently found 12 people who believed him when a Superior Court jury unanimously returned a \$1.6 million verdict in his favor in his civil lawsuit against the Mundys and the County of San Diego.

"I just want people to know that there are a lot of people who'll believe you and are on your side," Sarmiento said.

Please see ABUSED: A-6, Col. 1

Officials ignored adopted boy's pleas for help

©

Thursday, July 5, 1990

Sarmiento said he reported the abuse got away from home when the abuse got to be such. Sometimes he slept in a bunk, and once slept in the doghouse in a friend's back yard, he said. Each time he ran away, Sarmiento said he told authorities he was being beaten. Each time, he was returned to the Mundy home.

"I'd get beaten even more for telling. I just got tired of telling," Sarmiento said.

Attorney Gilmore said six reports of child abuse were filed during the time Sarmiento lived with the Mundys, but no action was taken on recommendations that he be removed from the Mundys' home for his own safety.

Deputy County Counsel Judith Bazeley did not return phone calls from a reporter. She said in court papers that it was not the county's role to act as an insurer against harm in a county-approved adoptive home. Because Ronald was adopted, he was not considered a dependent of the county's, she wrote.

Sarmiento said that after about a year with the Mundys, the beatings from Mundy suddenly stopped. Then the sexual abuse began, he said.

Sarmiento said Mundy repeatedly molested him or forced him to perform sex acts.

"I didn't know anything about sex, so I didn't think it was something that didn't happen to other people," he said. "I thought, 'All right, he's done hitting me, so I'll do this.' All of a sudden he was being nice I wasn't worried about being hit."

In December 1987, Sarmiento was

placed in the Southwood Psychiatric Center. He was later transferred to the San Diego Center for Children, a residential treatment center for troubled children.

There he told counselor Jim Lepanto that he had been sexually abused by Mundy.

Sarmiento and his sister were examined at Children's Hospital, and both showed physical evidence of sexual abuse, Gilmore said. However, a doctor at Balboa Naval Hospital examined Rana and said she had not been abused, and she was allowed to return to the Mundys' home, he said.

Lepanto said a county Child Protective Services worker talked to Sarmiento, and initially refused to believe his allegations. The case was pursued only after another social worker remembered Sarmiento's allegations of physical abuse, he said.

Merlin Mundy was charged in July 1984 with 10 counts of child molestation and oral copulation in connection with Sarmiento. He was allowed to plead to one charge of oral copulation with a minor and received a \$500 fine. The charge was later adjudicated a misdemeanor.

Mundy, a retired Navy lieutenant commander, could not be reached for comment, but in court denied that he had molested or abused Sarmiento, Gilmore said. The Mundys' attorney, Gian-Carlos Yanke, did not return phone calls from a reporter.

Sarmiento's sister, who still lives with the Mundys, testified on their behalf during the trial and denied she had ever been molested, Gilmore said.

The Mundys vacated their adoption of Sarmiento in June 1985, and he again lived in several foster homes. Lepanto said he ached to see Sarmiento in such turmoil, and decided to become Sarmiento's foster parent 3½ years ago. It was a tough decision for the then 29-year-old single man.

"I couldn't watch him struggle anymore. This is a kid who needed somebody stable in his life," said Lepanto, now director of the children's program at Alvarado Parkway Institute.

Lepanto said Sarmiento decided to file his civil suit after Mundy pleaded guilty to the reduced charge.

"It was a sense that justice hadn't been done," he said. "The system didn't work."

After five weeks of trial before Superior Court Judge Sheridan Reed, a jury awarded Sarmiento \$850,000 against the Mundys and San Diego County, \$775,000 against Mundy for battery of Sarmiento, and \$37,500 against the Mundys for spending a \$12,000 trust fund. Sarmiento had received when his parents died.

Gilmore said the county has already vowed to appeal the judgment. Lepanto said he hopes the jury's verdict will send a message to the county.

"The county can be accountable. They have to be held responsible for protecting these children," he said. "It's an important judgment for children. Children that have been molested and abused have rights."

Sarmiento, who dropped out of high school, is now attending night school while living with Lepanto. He said the jury's verdict restored his faith.

"They all genuinely seemed to care," he said of the jurors, who talked with him after the verdict. "They changed the way I feel."

Boy Scouts Of America

San Diego County Council

RONALD J. CARLSON
Chairman of the Board

M. W. RUSTY COOMBS
Council Commissioner

RONALD K. BRUNDAGE
President

August 3, 1990

Mr. Merlin E. Mundy

[REDACTED]
Bonita, CA 92002

Dear Mr. Mundy:

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 that you have with Boy Scouts of America.

You should understand that B.S.A. membership registration is a privilege and is not automatically granted to everyone who applies. We reserve the right to refuse registration whenever there is concern that an individual may not meet the high standards of membership which the B.S.A. seeks to provide for American youth.

If you wish to have this decision reviewed by a B.S.A. regional review committee, please write to the regional director within 60 days of the date of this letter, explaining your version of the fact supporting your claim that your registration as a B.S.A. member should be reinstated. The procedures for a review of this decision are attached.

Sincerely,



Ronald Brundage
President/Scout Executive

mbr

P.O. BOX 33366/1207 UPAS STREET/SAN DIEGO, CALIFORNIA 92103
[REDACTED]

A Member Agency of the United Way of San Diego

CONF018293

August 4, 1990

Ronald Brundage
President/Scout Executive
Boy Scouts of America

[REDACTED]
San Diego, CA 92103

Dear Mr. Brundage:

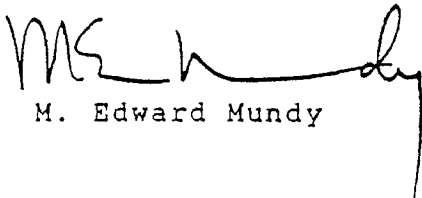
In response to your notice that my registration with the Boy Scouts of America is suspended I want to say that I understand your position and do not intend to appeal it.

I believe however that it is important that I point out to you that my conscience is clear, that I have never admitted guilt to any crime and that the person who made allegations against me is a severely disturbed individual who was at the time our adopted son. I relied on the advice of my attorney and entered into an agreement that resulted in a \$500 fine and probation that was terminated in 18 months. Subsequent to the plea the matter was adjudicated a misdemeanor, the plea withdrawn and the charge dismissed. The former [REDACTED] has embarrassed us, used free legal assistance to harass us through the legal system and forced us to the point of bankruptcy. So you see this suspension is just one more piece of unwelcome news that we (my wife, son and daughter) will deal with somehow.

My active involvement in Scouting ended last November and I did not have any plans for any new role in the future.

In conclusion I want to say that I have never violated the Scout Oath, the Scout Law or any of the principles of Scouting but I have finally reached the point where I do not intend to attempt to defend myself publicly again.

Sincerely,


M. Edward Mundy

CONF018294

MS08

MEMBERSHIP SUPPORT SYSTEM

MEMBER DELETE

08/15/90 10:34:14

CNCL 049 PRG/UNIT 80804 SEQ. 105489
 FIRST: MERLINE LAST: HUNNY
 ADDR1: ██████████ ADDR2: KONITA CA ZIP: 92002
 ADDR3: ADDR4:
 REG STATUS: R ENROLL: 0287 BIRTH: 0745 SEX: M AGENCY: H ADULT/YOUTH: A
 POSITION: SA FINDERCODE: 01 PHONE: ██████████ BULK: MAG-STATUS:
 REN DAT: 0491
 TRANSFER FROM = CNCL: PGM/UNIT: SEQ: TRANSFER DATE:

MAGAZINES

TYPE	CNCL	P/UNIT	CODE	TRM	DATE	FIRST	LAST	ORIG	TOTAL	GO	AREAR	LAST LABEL	EXP
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PF2)DELETE PF12)MENU CLR)END
 MEMBER DELETED FROM DATABASE SUCCESSFULLY