

BOY SCOUTS OF AMERICA

DATE March 7, 1985

FULL NAME Joseph J. Gallagher SOCIAL SECURITY NUMBER [REDACTED]
(No initials if you can possibly get full name)

ADDRESS [REDACTED]

CITY Midland STATE Texas ZIP CODE 79701

DATE OF BIRTH 9-23-47 (This is important and should be exact)

APPROXIMATE AGE _____ (To be used ONLY when date of birth is not known)

RELIGION Roman Catholic NATIONALITY U.S.A.

OCCUPATION Unemployed School Teacher

EDUCATION College Degree

WEIGHT 135 lbs. HEIGHT 5' 7" RACE White

COLOR OF HAIR Black COLOR OF EYES Brown

OUTSTANDING CHARACTERISTICS OR INTERESTS _____

MARRIED OR SINGLE Single CHILDREN None
(Number, ages, and names, if possible)

NAME OF SPOUSE _____

SCOUTING CONNECTIONS:

<u>UNIT #</u>	<u>CITY</u>	<u>STATE</u>	<u>POSITION</u>	<u>DATE REGISTERED</u>	<u>DATE RESIGNED</u>
T 126	Midland	Texas	Asst. SM	March 84	9-31-84 (Suspended)
T 94	Midland	Texas	Scoutmaster	1982 - 83	3-84

SPECIAL RECOGNITION _____

SUSPENDED OR DENIED REGISTRATION FOR FOLLOWING REASONS:

Please see attached.

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

STARON
MAR 12 1985

NOTED

OCT 01 '85

JOSEPH L. ANGLIM

Signed [Signature]
SCOUT EXECUTIVE

Council Buffalo Trail #567

October 2, 1985

Mr. Stephen D. Odom
Scout Executive
Buffalo Trail Council, No. 567

PERSONAL AND CONFIDENTIAL

SUBJECT: Joseph J Gallagher

Dear Steve:

Thank you for the detailed information concerning the above Scouter. We have reviewed this case with our Attorney and have now placed this man permanently on the Confidential File.

Sincerely,

Paul I. Ernst, Director
Registration, Subscription &
Statistical Service

bj

cc: South Central Region

10-2-85
WAW

CONF024809

March 13, 1985

Mr. Steven D. Odom
Scout Executive
Buffalo Trail Council, No. 567

PERSONAL AND CONFIDENTIAL

Dear Steve:

Thank you for the very complete report which you sent us concerning Joseph J. Gallagher. This will be most helpful to us as we set up a file and refuse registration attempts at a later time.

If any other material comes to your attention, please do not hesitate to send it to us.

Sincerely,

Paul Ernst, Director
Registration, Subscription &
Statistical Service

clf

cc: South Central Region

READY TO FILE
MAR 13 1985
ERIN O'RILEY

CONF024810

Ex-Scout leader receives 13-year prison sentence

By HALLYE JORDAN
Staff Writer

Maintaining he felt he did nothing wrong at the time, a former Boy Scout master, school teacher and coach and participant in Big Brothers/Big Sisters was sentenced to 13 years in prison for indecency with a child from a jury that deliberated almost five hours on the punishment phase.

The seven-woman, five-man jury took only 25 minutes to determine the guilt of Joseph Gallagher, 37, convicted for indecency with an 11-year-old child he had met at a boy scout ranch last July.

The defendant, dressed in a green suit, white shirt and green-striped tie, testified Wednesday he had obtained a sample of his sperm in the presence of the boy at the child's request. He referred to the incident as "purely academic."

In other testimony, the child said there was sexual contact between the two at Gallagher's request. The defendant denied those allegations.

During the trial, Gallagher said he felt at the time he was doing nothing wrong:

"Obviously there was an impact on his mind," he said in response to a question from his attorney Vernon Reichle, "but it was knowledge. He was ignorant before his request...it did affect him. I'm sure. But it was positive."

After the trial, he said he realized the child must have felt differently because the boy walked away when Gallagher approached him in the hallway outside 142nd State District Judge Pat Baskin's courtroom.

Under cross examination by Assistant District Attorney Chuck Roades, who asked Gallagher if he thought he did anything wrong, Gallagher replied: "Obviously he (the boy) thinks I did."

"But you don't?" Roades asked.

"It doesn't matter what I think. It matters what he thinks," Gallagher replied. "At that time, I did not think I was doing anything immoral."

The former boy scout master at St. Ann's School testified that he felt he had to share the knowledge with the boy.

"If I denied his request, he'd just go down and get it somewhere else," he said. "Possibly at school, possibly at church and possibly down behind some bushes somewhere. It was purely academic."

"Are you aware of the consequences of such action?" Reichle asked. "Of the media publicity given to sexual child abuse and molestation?"

"I realize there are people abusing children, I sure do," the defendant responded.

"Would you abuse a child?" Reichle asked.

"Never."

"Why?"

"Because they are valuable and the good Lord made them," Gallagher said. "He made their bodies, made they souls. He made everybody."

Gallagher, who has a bachelor of arts degree in English and physical education and endorsements for teaching driver's education and the emotionally disturbed, was a substitute physical education teacher at Trinity School. Several students from the school were present during the trial to offer the defendant moral support, they said.

The former boy scout leader also taught emotionally disturbed classes at Lee Freshman High School during the 1981-82 school year. According to a spokesman for Midland Independent School District, Gallagher resigned during the spring semester of 1982, but finished the school term. A spokesman for Trinity School said the defendant is no longer used as a substitute teacher.

No former employers testified on his behalf but Midland County Commissioner Win Brown and consulting geologist Jeremiah McCarthy testified as friends of Gallagher's, whom they said was an affectionate and trustworthy person.

"He's open and friendly, more so than most people" said Brown, who also testified he had known Gallagher for eight years. Gallagher coached his children at St. Ann's, Brown said.

Others monitoring the trial included members of the Midland Rape Crisis Center and Big Brothers/Big Sisters program, in which he participated.

"He did work in the program at one time, but he was dismissed," said director Linda Galvan. "It was not for sexual indecency or anything like that. He had disobeyed some ground rules."

She added Gallagher was in the program for youths with single parents about four years ago.

Under the second-degree felony conviction, Gallagher faced a sentence ranging from two to 20 years in prison and a fine of up to \$10,000. Because he had no prior felony convictions, he was eligible for a probation sentence, which he told the jury would benefit him and society.

Please see TRIAL, Page 2B

TRIAL

(Continued from Page 1B)

But Roades and Administrative Assistant District Attorney Tom Morgan disagreed.

"Your whole life has been devoted to teaching children, is that correct?" Roades asked Gallagher.

"It has."

"If this jury let's you walk out of here a free man, do you plan to continue doing that?"

"I do," Gallagher said.

Gallagher, whom Morgan called the "Pied Piper of sexual perversion" during closing arguments, will appeal the conviction, according to his attorney.

Because he received a sentence of 15 years or less, Gallagher is eligible to be released on an appeal bond. Although prosecutors asked Baskin to double the bond from the original \$7,500 bail "because of what hap-

pened Tuesday and Wednesday," Baskin said he would set the bond at \$10,000 today.

Gallagher, who spent Thursday night in the county jail, was late to court on Tuesday, causing postponement of the trial, according to sources. Wednesday, he arrived before the appointed 8:30 a.m. time, but left after apparently thinking the trial was not going to begin. His attorney found him at his house and he was back in court before the trial began at 9 a.m.



BUFFALO TRAIL COUNCIL, INC.
BOY SCOUTS OF AMERICA



1101 West Texas - Midland, Texas 79701
Telephone (915) 884-7171 & 583-2278

August 31, 1984

Mr. Joseph J. Gallagher

[REDACTED]
Midland, Texas 79701

Dear Mr. Gallagher:

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 may have with the Boy Scouts of America.

You should understand that BSA leadership registration is a privilege and is not automatically granted to everyone who applies. We reserve the right to suspend registration whenever there is concern that an individual may not measure up to the high standards of leadership which the BSA seeks to provide for American youth. Please also understand that this decision and the reasons for it will be maintained as confidential.

If you wish this decision reviewed, please write to me, explaining your version of the facts supporting your claim that your registration as a BSA leader should be granted or reinstated.

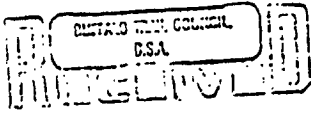
Sincerely yours,

Stephen D. Odom,
Scout Executive

SDO/ce

SUPPORT YOUR BOY SCOUT FINANCE CAMPAIGNS AND UNITED WAY
SERVING BOYS IN EIGHTEEN COUNTIES OF WEST TEXAS
BUFFALO TRAIL SCOUT RANCH
6000 ACRES OF ADVENTURE
IN THE DAVIS MOUNTAINS

CONF024812



August 30, 1984

AUG 31 1984

Re: Complaint

Mr. Steve Odom, Scout Executive
Buffalo Trail Council, Boy Scouts of America
1101 W. Texas Street
Midland, Texas 79701

Dear Mr. Odom:

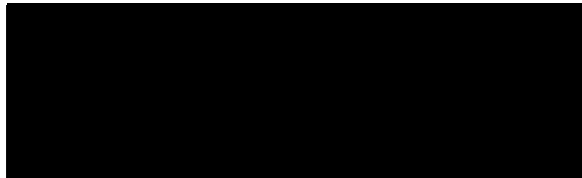
I strongly request the Boy Scouts of America immediately terminate any association with Mr. Joe Gallagher due to his sexual abuse of my eleven-year old son.

My son and I met Mr. Gallagher this summer at a Boy Scout function. As a result of this meeting, Mr. Gallagher developed a friendship with my son and subsequently was given the opportunity to spend time alone with him. On two occasions Mr. Gallagher exposed himself to my son and induced my son to manually stimulate him to the point of ejaculation.

After learning of this, I filed a complaint with the District Attorney's office. Mr. Gallagher has been indicted by the Grand Jury for indecency with a child. He is now free on bond and is awaiting trial.

I make this report to the Boy Scouts of America in hopes that no other boy will be exposed to humiliating and psychologically damaging sexual abuse from this registered adult and former leader of the Boy Scouts of America.

Sincerely,



CONF024813

TOP CHARTER RENEWAL

STATE DISTRICT

11 MIDLAND

LOCAL UNIT NO	126	CURRENT EXPIRATION DATE	3/31/85	NEW EXPIRATION DATE	3/31/85	TERM (MONTHS)	12	DATE UNIT NO	6124	FOR OFFICE USE ONLY	5	PAGE	2
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LINE NAME
 POS. NO. JOHN F. RICHARDS SR
 MC 7 DARLYNNA C. RUSH
 MC 11 REVEPLY D. SELF
 MC 8 MURHAN C. SELLE
 MC 6 JACK P. STANLEY

CITY STATE AND ZIP SEX
 MIDLAND TX 79703 F
 MIDLAND TX 79703 F
 MIDLAND TX 79703 F
 MIDLAND TX 79703 F
 MIDLAND TX 79701 F

MC 14 ANNA VASHAM
 MC 21 KAREN J. HILLIS
 SM MC 3 JAMES F. GRUCE
 SA 18 JOSEPH J. GALLAGHER
 SA 13 HARRY E. WASHAM
 MC ANTONIO SUBITA

MIDLAND TX 79703
 MIDLAND TX 79703
 MIDLAND TX 79703
 MIDLAND TX 79701
 MIDLAND TX 79703
 MIDLAND TX 79703