



# BSA Plan: Fiction vs. Fact

## FICTION

## FACT



The BSA is doing nothing to keep kids in Scouting safe today and prevent further abuse in the organization.



On the contrary, **the BSA has some of the strongest policies of any youth serving organization today in place to protect kids.** We are always looking for ways to improve our youth protection program to ensure we are utilizing the most up-to-date policies and procedures to protect children. We recently announced the creation of a new Board seat that will be reserved for a survivor of past abuse in Scouting. We also have an ongoing partnership with the Barbara Sinatra Children's Center Foundation to educate and empower youth and parents on these topics, among other initiatives.



Survivors do not support the BSA's proposed Plan of Reorganization.



The reality is that **counsel representing more than 80% of survivors – the vast majority – support the BSA's proposed Plan of Reorganization.**



Survivor compensation would be on the low end of the amounts paid in prior sexual abuse cases.



**The BSA's Plan of Reorganization will be the largest sexual abuse compensation fund in the history of the United States and will allow survivors to receive prompt payment.** The amount of such payments will be determined by the Trust, considering, among other things, the nature and duration of underlying abuse. The Plan also provides the potential for survivors to recover in situations where they may have been precluded from pursuing claims in Court because of the statute of limitations.



The BSA has billions of dollars that it is holding back from the Trust; it could never face liquidation or dissolution if the Plan is not confirmed.



**The National BSA does not have billions of dollars. That is simply false.** A comprehensive report disclosing all of the BSA's assets has been filed with the Court and is available to the public, and there are no undisclosed assets. In order to confirm the Plan on which survivors are voting, the BSA has to demonstrate that its contribution to the Trust satisfies requirements imposed by bankruptcy law. To have sufficient assets to fund the Trust and continue the BSA's operations after the conclusion of the bankruptcy, the BSA must emerge from the financial restructuring process in the first half of 2022. **Voting "no" on the Plan will only serve to lengthen the process and increase the fees being paid to lawyers and other professionals at the expense of the BSA's contribution to the Trust. An undue delay in confirmation may result in a liquidation of the BSA and drastically lower recoveries for survivors.**



The current Trust amount is the final Trust amount.



**The current Trust amount is not final.** The current \$1.8 billion total does not include the contribution of valuable insurance rights from the BSA and other parties. The BSA, Future Claimants' Representative and Coalition are working to increase monetary contributions to the Trust from settlements with other insurance companies and Chartered Organizations.



Survivors would have a better chance of receiving higher compensation if they reject the Plan.



If the Plan is not approved, it would likely take longer for survivors to begin to receive compensation. Additionally, **it is unlikely that equitable compensation for all survivors would be possible outside the Plan.**



Local Councils are not contributing enough to the Trust.



**Local Councils are meaningfully contributing to the Trust while ensuring Scouting can continue in their areas.** Their contributions total \$600 million. This does not include the Local Council's own valuable insurance rights, which they are also contributing.



The judge in the case has not approved the BSA's proposed settlement in any way, shape, or form.



**The BSA believes that the Plan meets the necessary requirements for approval by Judge Silverstein at the confirmation hearing,** which is scheduled for January 24, 2022 at 10 a.m. ET.



The BSA's Plan does not tell people how much each Local Council is contributing, and how many claims there are against each Local Council.



**Local Council contributions and claims filed that implicate each Local Council are included in the Disclosure Statement,** filed with the Court and available to survivors, their counsel and the public at no cost.