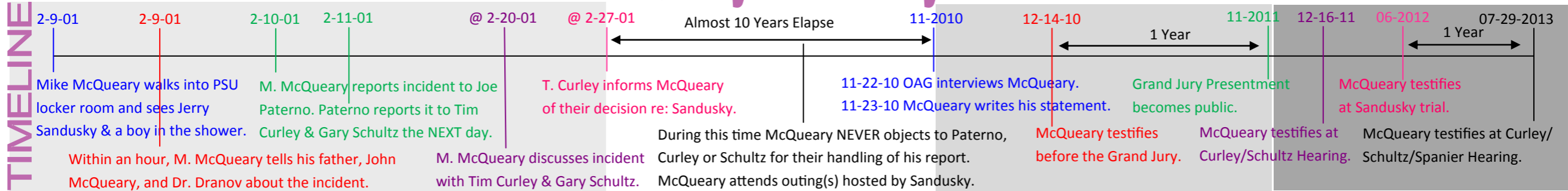


# Mike McQueary's Credibility Chart-1

By: Eileen Morgan www.march4truth.com



## WHAT MCQUEARY SAID

### FEBRUARY 2001

McQueary insisted the shower 'incident' happened on a Friday night before PSU spring break (March) and he believed it was in '01 or '02. It is now known to have occurred on Feb. 9, 2001. It appears the OAG used the '02 date in order to charge Curley & Schultz with Failure to Report, which had a statute of limitations of 10 years. Using the correct date of '01, the time period to file those charges would have expired Feb '11.

Schultz's notes from this time period indicate he and Curley discussed McQueary's report. All other information has been gleaned from memory during interviews and testimonies 10 years later.

- On Jan. 12, 2011, Paterno struggled to remember the details. He testified that McQueary told him he saw Jerry "fondling, or whatever you may call it. I don't know what you call it. I'm not sure what the term would be. It was of a sexual nature. I'm not sure exactly what it was. I knew some kind of 'inappropriate action' was taken by Jerry with a youngster." Paterno said he called Curley and told only him about McQueary's report. However, we now know the meeting was in person, at Paterno's home, and was with Curley AND Schultz. This proves his 84 year old memory couldn't remember people he spoke to let alone what was said. (Although Paterno mentions 'fondling', it is clear he is unsure what he recalls being told 10 years ago. In addition, McQueary would later testify that he never saw any genitalia or Sandusky's hands. He was asked 'how do you describe fondling then?' McQueary said his definition of fondling is 'touching someone in a sexual way.' That broad definition changes the context and could mean, in this shower setting, any part of Sandusky's body (arm) touching any part of the boy's body (back).)

- Curley testified that Paterno told him Mike was 'uncomfortable' with what he saw. Curley said McQueary saw Jerry and a boy in the shower and 'inappropriate conduct' that made him 'uncomfortable' occurred. Curley denied anything sexual was reported.

- Schultz testified that Paterno told him McQueary saw 'inappropriate conduct.' Schultz was very unsure what he remembered but thought McQueary told him there was 'inappropriate sexual conduct' by Sandusky. Schultz thought it was not that serious and did not believe a crime had occurred.

- Graham Spanier testified the report (told to him by Curley) was of 'horsing around' and made the witness 'uncomfortable.'

- John McQueary (at trial) said Mike looked 2 times in the shower & 'something at best inappropriate going on and of a sexual nature.'

- Dr. Dranov was the 2nd person to hear McQueary's account within an hour of the incident. He testified at the Grand Jury and the trial that 'Mike heard sexual noises, saw a boy in the shower look around and an arm pull him back and then saw Sandusky walk out (2 looks into shower.)' He asked him what he saw 3 times, and each time Mike went back to the sounds. Dranov's GJ testimony seems to be PURPOSELY OMITTED from the GJ Presentment because his testimony supported Paterno, Curley, Schultz, & Spanier, that NO sexual act or crime was reported to them. Was it omitted so the OAG could indict Curley & Schultz making them unavailable to testify at Sandusky's trial in opposition to McQueary, to ensure Sandusky's conviction?

### MARCH 2001—NOVEMBER 2010

Curley circled back with McQueary about a week after he and Schultz spoke with McQueary regarding the report.

Curley told McQueary that he spoke to Sandusky (who retired from PSU in 1999) and that he was not permitted to bring youth to the locker facilities any more. Curley also told McQueary that he informed Sandusky's employer, Dr. Jack Raykovitz of the Second Mile, that Sandusky was seen showering with a youth alone in the Lasch building and that it was inappropriate and that PSU did not want Sandusky to bring youth to their locker room facilities in the future.

At this point and for the rest of the decade McQueary never questioned or objected to Curley's decision on handling the situation nor told Curley or Schultz the police should be contacted. And, despite working with Paterno on a daily basis, McQueary never asked Paterno to do more nor voiced his concern that more should be done.

In addition, multiple sources reported that McQueary:

- played in a charity flag football game coached by Sandusky on March 28, 2002;
- played in a celebrity golf tournament benefiting Sandusky's charity, The Second Mile, On June 21, 2002;
- played in Sandusky's golf tournament again in 2003; and
- played in another flag football game coached by Sandusky in April 2004.<sup>1</sup>

Based on the actions of the 6 men who heard McQueary's report (directly or indirectly), his interactions with Sandusky, and lack of protest against Curley's actions during this decade, one would likely deduce that McQueary never saw a crime on 2-9-01 and did not have ill will toward Sandusky.

<sup>1</sup><http://www.sportingnews.com/ncaa-football/feed/2011-11/penn-state-scandal/story/mcqueary-played-in-sanduskys-golf-tourney-after-alleged-rape>

## MCQUEARY PRESSURED BY OAG

### NOV 2010—NOV 2011

By now, the OAG had this 2 year old case and needed a solid witness to convict Sandusky. Based on what Paterno, Curley, Schultz, and Dr. Dranov said was reported by McQueary, it appears his new account was now falsified. On 11-22-10 the OAG interviewed McQueary who said: 'I saw into the shower from 2 different locations. On the way to the locker I looked into the mirror and I saw Jerry standing behind the boy with his front side against the boy's back side, and Jerry was moving towards and away from the boy. I'm not completely sure they saw me. I thought they were having intercourse.'

In McQueary's written statement on 11-23-10: 'I indicate 2 views. I did not see actual insertion but I am pretty sure, relatively sure, sex acts were occurring, that the boy was being sodomized.'

In McQueary's GJ Testimony a month later on 12-14-10: 'I heard sounds going in the first door. I saw 2 views. I walked in and looked in the mirror going to my locker. I saw Jerry up against a boy in the shower. I looked a 2nd time and the boy had turned around and could see me. They were engaged in a very extreme sexual position. I opened the locker as fast as I could, put my shoes in, closed it, and walked directly out, as fast as I could, when they were still in that position (and boy was looking at me.) I didn't do anything to stop it. I told GJ I wasn't sure they saw me. I'm pretty sure Sandusky was sodomizing the boy.'

GJ asked: Obviously an adult sodomizing a young boy is a crime. Did you do anything to stop it? McQueary answered: No. He said he did not know if the incident was brought to the attention of law enforcement. The GJ Presentment (released 11-2011) stated: 'McQueary saw a naked boy with his hands up against the wall being subjected to anal intercourse by Sandusky and he reported what he had seen to his father (John), Joe Paterno, and later to Curley & Schultz.'

## MCQUEARY PRESSURED BY PEERS

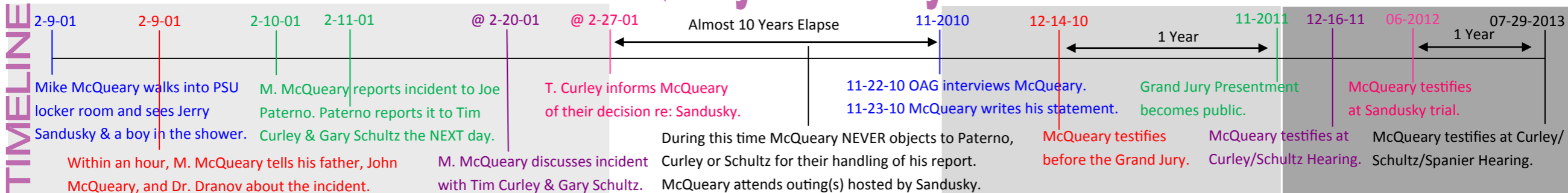
### NOV 2011—JULY 2013

After the Presentment came out in 11-2011 McQueary admitted being 'hammered' for his handling of the 2001 situation, most likely because he left the boy 'being subjected to anal intercourse by Sandusky' and did nothing to stop it. Within days, McQueary sent out an email to his peers and said 'I did stop it, not physically, but made sure it was stopped when I left that locker room....I did have discussions with police and with the official at the university in charge of police.' Now, at the 12-16-11 hearing and Sandusky's trial in June 2012, he says he looked through the mirror over his shoulder while at locker and adds a 3rd view and says he 'slammed his locker to stop it.' He says Jerry and the boy were separated on the third look and looking at him. He also says 'he talked with police and with the official in charge of police.'

On cross—Mike admitted adding a 3rd view and slamming the door. He also said Schultz was the police AND the official in charge of police. **MCQUEARY PRESSURED TO WIN LAWSUIT** 10-3-12-McQueary files a whistleblower lawsuit for \$4Million against PSU. At the 7-29-13 hearing, his story changed even more (to benefit lawsuit.) - I told Paterno, Curley & Schultz that Jerry was engaged in a very bad sexual act, a molestation act with a minor. - Over the years, after 2-2001, I objected to others when Jerry was in the football facilities. - Over the years, Paterno talked to me 1-2 times/yr about the 2001 event, often in front of others and would say 'Old Main screwed up.' - On 11-9-11 at practice, Paterno said 'PSU is going to scapegoat you. Get your own lawyers. Don't trust Baldwin or Old Main.'

# Mike McQueary's Credibility Chart-2

By: Eileen Morgan www.march4truth.com



## WHAT McQUEARY SAID

### SUMMARY & DISCUSSION

Mike McQueary sees Sandusky and a boy in a PSU locker room shower, tells his father, Dr. Dranov, Paterno, Curley & Schultz what he saw. Of those 5 hearsay witnesses, NONE of them call the police and NONE of them testify that McQueary reported a criminal sexual assault by Sandusky. His father John, and Dr. Dranov report 2 views. The elder McQueary, Paterno, Curley, Schultz, & Spanier all used one or more of the terms— **inappropriate conduct, horsing around, made Mike uncomfortable**— to describe what was reported to them. Those are not words that would be used to describe a child sexual molestation.

It is clear that McQueary had trouble remembering the month and year. Paterno had trouble remembering what McQueary told him and how it was described and Schultz was unsure of what McQueary told him. The use of the words **'inappropriate', 'horsing around', and 'uncomfortable'** by 5 out of the 6 men McQueary told directly or indirectly, clearly explain why no one called the police—because a crime was not reported. Also, John McQueary, Dr. Dranov, Paterno, & Schultz used the word **'sexual'** in their testimony, such as, sexual in nature, sexual conduct, or sexual noises. When the Presentment was leaked that McQueary **'saw Sandusky having anal intercourse with a boy'** and that he **'told his father, Paterno, Curley & Schultz what he had seen'** and that these men's testimonies said it was of a **'sexual nature'**, most people jumped to the conclusion that these men were told Sandusky was having anal intercourse with a boy, did nothing, and allowed it to continue for years. However, McQueary would testify later that he did NOT see genitalia, Jerry's hands, or penetration, and ALL 6 men testified that they NEVER heard a report of a sex act, which proves the Presentment lied about McQueary's account. In addition, the word **'sexual'** does NOT mean **'sex.'** Two people naked in a shower is **'sexual in nature'** by the mere fact they are unclothed and in close proximity. Based on what McQueary testified to telling these men, it is clear why their description of the event was sexual in context but not a crime, but rather **'inappropriate, horsing around, that made Mike uncomfortable.'**

It CANNOT be stressed enough that Dr. Dranov's testimony was blatantly omitted from the GJP. He was a mandated reporter and yet did not call the police because he testified that McQueary only heard **'sexual noises'** but did not report seeing anything criminal. Dranov's testimony was in agreement with Paterno, Curley, Schultz & Spanier, who did not believe a crime was reported, and Dranov's account would hurt the prosecution's case against Sandusky. The presentment was the first of a series of steps taken to establish a false narrative against PSU and its officials that turned the Sandusky Scandal into the Penn State Scandal.

**NOTES:** 1) The 33rd Grand Jury who deemed McQueary's testimony **'extremely credible'** was NOT even the same Grand Jury who actually heard him testify! Even Sandusky was found Not Guilty on the most serious charge of Involuntary Deviate Sexual Intercourse related to the shower incident McQueary **'saw.'** 2)The boy in shower (victim 2) publicly stated in Fall 2011 that Sandusky was innocent. He also told the OAG on 11-9-11 that he was the boy in the shower and Sandusky did nothing inappropriate to him that night.

### MARCH 2001—NOVEMBER 2010

For 10 years, McQueary never questions or objects to Paterno's or Curley's decision on handling the situation nor told Curley, Schultz or Paterno to contact police.

Multiple sources reported that McQueary played in charity flag football games coached by Sandusky and played in Sandusky's 2nd Mile golf tournaments over the next several years, suggesting McQueary had no ill will toward Sandusky even when seeing Sandusky interacting with young boys at these events.

At the Curley/Schultz hearing on 12-16-11, McQueary testified that Paterno only asked him one time, about 2-3 months after 2-9-01, if he was ok with everything (there was no more discussion after that.) He also testified he NEVER objected to Sandusky being around the football facilities during this decade and that he only started objecting after his interview with OAG on 11-22-10.

However, on 7-29-13 he changed his story and said Paterno would talk to him 1-2 times/yr over this decade about the incident and that he DID object informally to coworkers about Sandusky being around the facilities over these years before he was interviewed on 11-22-10.

#### Resources:

- Visit [www.march4truth.com](http://www.march4truth.com) for more info.
- <http://www.attorneygeneral.gov/uploadedFiles/Press/Sandusky-Grand-Jury-Presentment.pdf>
- [http://media.pennlive.com/midstate\\_impact/other/Curley-Schultz-Hearing-Transcript.pdf](http://media.pennlive.com/midstate_impact/other/Curley-Schultz-Hearing-Transcript.pdf)
- <http://centrecountypa.gov/index.aspx?NID=506>
- <http://i2.cdn.turner.com/cnn/2012/images/10/02/mcqueary.lawsuit.pdf>
- <http://www.dauphincounty.org/government/Court-Departments/Curley-Schultz-Spanier/Pages/Curley.aspx>

### NOV 2010—NOV 2011

#### McQUEARY PRESSURED BY OAG

Nov-Dec, 2010 - McQueary claims:

- **2 looks**, 1st look was **into mirror on way to locker**, 2nd look directly into shower;
- he says he was **not sure** they saw him;
- but then says the **boy** saw him on the **2nd** look;
- they were **engaged when he left**;
- he did not see genitals, erection or penetration;
- he quickly left and **did NOTHING to stop it**;
- he **did NOT know if police were informed.**

The GJ Presentment (11-2011) stated 'McQueary saw a naked boy with his hands up against the wall being subjected to anal intercourse by Sandusky and he reported what he had seen to his father (John), Paterno, Curley & Schultz.' This was a blatant lie, as proven by McQueary's own testimony. He DID NOT SEE any sexual act taking place. He HEARD sounds that **'seemed sexual'** to him and then saw Sandusky and a boy in the shower.

**Paterno talked to him 1-2 times/yr** about the 2001 event, often in front of others and would say **'Old Main screwed up.'**

On 11-9-11 at practice, Paterno said **'PSU is going to scapegoat you. Get your own lawyers. Don't trust Baldwin or Old Main.'** It is clear that McQueary embellished his story yet again to win his lawsuit. If Paterno did talk to him yearly about 2001 and did say that on 11-9-11 then why didn't McQueary mention these facts 5 weeks later at the 12-16-11 hearing or at the trial in 07-12 rather than almost 2 yrs later? Answer: to benefit lawsuit. Note at para. 53 of his lawsuit, McQueary claims that Spanier's 11-5-11 statement of public support of Curley & Schultz was to preserve the reputation of PSU and to make him (McQueary) the **'scapegoat.'** His most recent testimony regarding Paterno now lays the **'scapegoat'** groundwork for his lawsuit. However, after examining all relevant testimony and available information, it appears Spanier NEVER knew the identity of the staff member who witnessed the shower event until it was revealed by the media on 11-7-11. Therefore, McQueary's claim of being defamed is baseless since Spanier had no idea who the witness was until 2 days after his statement of support. Remarkably, at paragraphs 17-19, & 60 of lawsuit, McQueary claims he believed Curley and Schultz would **'have the incident investigated and that appropriate action would be taken.'** He claims they misrepresented their intentions and that **neither Curley nor Schultz reported his shower report to PSU police or law enforcement.** At trial he said he went to police (Schultz) and he accepted the actions taken with Sandusky. But in the lawsuit he claims Schultz is not the police and the actions taken weren't appropriate. It appears McQueary changes his story to best suit his needs. In addition, at the 7-29-13 hearing, McQueary testified that after reporting to Paterno, he was not **'necessarily waiting to hear from anyone. I didn't know who or if for sure someone would be contacting me.'** Which means he didn't report a crime and talking later to Curley & Schultz was more than he expected.

### NOV 2011—JULY 2013

#### McQUEARY PRESSURED BY PEERS

Dec. 2011-July 2012 - McQueary claims:

- **3 looks**, (1-2 seconds) 1st look **over his shoulder into mirror**, 2nd & 3rd looks directly into shower;
- **both** Sandusky & boy looked at him on **3rd** look;
- they were **separated when he left**;
- he didn't see genitals, erection or penetration;
- he **DID stop it** by **'slamming the locker door'**;
- he **DID talk to police** (Schultz) and the official in charge of police (Schultz);
- he **did NOT object** over 2001-2010 to Sandusky being around facilities.

**McQUEARY PRESSURED BY HIS LAWSUIT-10-3-12**

At 7-29-13 hearing, McQueary now says he told Paterno, Curley & Schultz that Jerry was engaged in a **very bad sexual act, a molestation act** with a minor. He said **he objected to others** when Jerry was in the facilities over the years and that