

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE:)
)
 MULTI-CIRCUIT EPISCOPAL) CL-2007-0248724
 CHURCH PROPERTY LITIGATION)

FILED IN DIOCESE AND EPISCOPAL CHURCH DECLARATORY

JUDGMENT ACTIONS: *The Protestant Episcopal Church in the Diocese of Virginia v. Truro Church* (No. CL 2007-1236); *The Protestant Episcopal Church in the Diocese of Virginia v. Church of the Apostles* (No. CL 2007-1238); *The Protestant Episcopal Church in the Diocese of Virginia v. Church of the Epiphany, Herndon* (No. CL 2007-1235); *The Protestant Episcopal Church in the Diocese of Virginia v. Christ the Redeemer Church* (No. CL 2007-1237); *The Protestant Episcopal Church in the Diocese of Virginia v. St. Paul's Church, Haymarket* (No. CL 2007-5683); *The Protestant Episcopal Church in the Diocese of Virginia v. St. Margaret's Church* (No. CL 2007-5682); *The Protestant Episcopal Church in the Diocese of Virginia v. Church of the Word* (No. CL 2007-5684); *The Protestant Episcopal Church in the Diocese of Virginia v. Potomac Falls Church* (No. CL 2007-5362); *The Protestant Episcopal Church in the Diocese of Virginia v. Church of Our Saviour at Oatlands* (No. CL 2007-5364); *The Protestant Episcopal Church in the Diocese of Virginia v. The Church at The Falls – The Falls Church* (CL 2007-5250); *The Protestant Episcopal Church in the Diocese of Virginia v. St. Stephen's Church* (No. CL 2007-5902); and *The Episcopal Church v. Truro Church et al.*, (No. CL 2007-1625).

STIPULATED ORDER

In resolution of the Pleas in Bar based on Va. Code § 8.01-220.1:1 to the Complaints filed by the Episcopal Church and the Protestant Episcopal Church in the Diocese of Virginia ("Diocese of Virginia"), the parties hereby agree, and the Court accordingly orders, as follows:

1. All claims in every above-captioned case against every Rector and Vestry defendant shall be and hereby are dismissed without prejudice. None of the foregoing individual defendants, all of whom are intended to be identified in Attachment A hereto, shall remain as parties in any of the above-captioned cases.

C. HO TREUTMAN SANDERS 8-31-07

2. All claims against every Trustee defendant in every above-captioned case, including those identified on Attachment B hereto, shall be dismissed without prejudice, except that those Trustee defendants identified in Attachment B hereto shall remain nominal defendants in the above-captioned cases only in their official capacity as to their title interest only and the Complaints shall be deemed amended to name the additional Trustee defendants identified in Attachment B hereto as necessary.

3. All parties to all of the above-captioned cases, including the defendant churches, whether incorporated or unincorporated, and all individual Rector, Trustee, and Vestry defendants identified in Attachments A and B hereto, agree to be bound by the rulings of the Court as to the determination of the property rights of the respective parties. However, nothing herein shall be deemed to limit the rights of any party to appeal any ruling of the Court or to seek a stay, or any other form of relief as to any ruling of the Court, pending appeal.

4. If the Diocese and the Episcopal Church are determined in a final judgment entered in the above-captioned cases to be entitled to immediate ownership and possession of the real and personal property at issue in the above-captioned cases, and if no relief from said final judgment is granted by way of a stay, supersedeas bond or any other form of relief pending appeal, the parties agree that there shall be an orderly transition, and the real and personal property at issue shall be relinquished to the custody and control of the Diocese and the Episcopal Church. It is agreed that any such relinquishment of property shall not make moot any claims defendants may raise on appeal to ownership and control of any property so relinquished.

5. The Clerk is directed to send an attested copy of this order to counsel of record.

Entered this 28 day of August, 2007



Circuit Court Judge Randy I. Bellows

ENTERED INTO AND ASKED FOR:

TRURO CHURCH and ASSOCIATED INDIVIDUAL DEFENDANTS, *including* The Rt. Rev. Martyn Minns, James Oakes, James Wilkinson, Mary Ailes, William Barto, Cynthia Brosnan, Stanton Brunner, Daniel Dearborn, Beth Dorman, Paul Julienne, June Leeuwrik, Daniel Malabonga, C. Kevin Marshall, James Moulton, Mary Springmann, Katrina Wagner, Ernest Wakeham, Megan Walnut, Garth Wilson, Warren Thrasher, Thomas Yates, Tom Ball, Renate Eschmann, Jack Maier, Tony Niles, Ted Wagner

By: 

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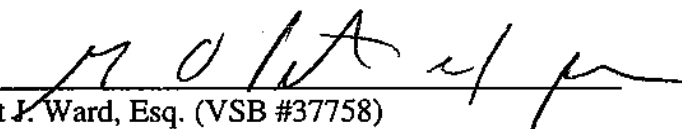
THE CHURCH AT THE FALLS – THE FALLS CHURCH and ASSOCIATED INDIVIDUAL DEFENDANTS, *including* The Rev. Dr. John W. Yates, II, Thomas Wilson, Carol Jackson, Henry D. Barratt, Jr., Anne Cregger, Don Dusenbury, Larry Medley, Anne Waidman, David Gustafson, Ken Hagerty, Gail Thompson, Roger Turner, John Walter, Elizabeth Law, Ken Brown, Carlton Howard, Peter Gates, Bob Glass, Dan Henneberg, Mick Kicklighter, Steve McFarland, Ruthie McIntosh, Clydette Powell, Evans Rice

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CHURCH OF THE APOSTLES and CHURCH OF THE EPIPHANY and ASSOCIATED INDIVIDUAL DEFENDANTS, *including* The Rev. David R. Harper, David K. Allison, Mark Robbins, Jerry Baker, Peter Edman, Don Foy, Dick Fuller, Bill Jennings, Ruth Kriz, Tony Moscati, Loren Nystrom, Wilbert Smith, Malcolm Phillips, Pete Buck, George Keitt, Charles Young; The Rev. Robert A. Rauh, Chad Krukowski, Sally McNeely, Ted Gregg, Ralph Morris, Kevin Holmes, Mark Oliphant, Andy Plummer, Scott Reiter, Margaret Stromberg, John Ticer, Murray Black, Fred Woodard, Ross Cummings, Larry Pantzer, David Reed, Jan Welch

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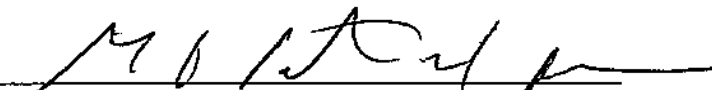
ST. MARGARET'S CHURCH and ST. PAUL'S CHURCH, HAYMARKET and ASSOCIATED INDIVIDUAL DEFENDANTS, *including* The Rev. Neal Brown, Bill Harding, Charles F. Martin, Scott Ankers, Danny Cade, John Ellerbe, Scott Finney, Margaret Mann, Jo Marohn, Chloellen Miller, Michelle Wheeler, Gary Motsek; The Rev. David N. Jones, Ray Bell, Joyce Hellems, Keith Fletcher, Jeannie Heflin, Dennis Osborn, Sean Roberts, Norris Sisson, Robert Smith, William Latham, Bernard McDaniel, Macon Piercy

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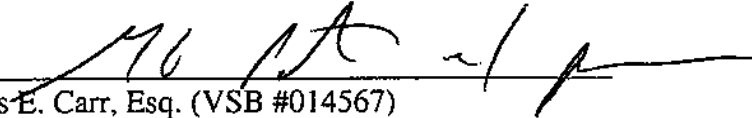
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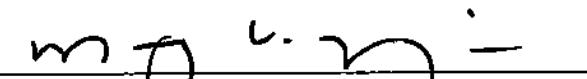
CHURCH OF OUR SAVIOUR AT OATLANDS and ASSOCIATED INDIVIDUAL DEFENDANTS, *including* The Rev. Elijah Brockenbrough White, Daniel L. Bell, Max E. Mellott, Kay Rugen Franke, Robert Leuthy, Barbara Cox Polen, Edward Schulze, Daniel R. Clemons

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A COPY TESTE:
JOHN T. FREY, CLERK

BY: 
Deputy Clerk

Date: 8/31/07
Original retained in the office of
the Clerk of the Circuit Court of
Fairfax County, Virginia

ATTACHMENT A

RECTORS AND VESTRY MEMBERS

<p>CHRIST THE REDEEMER CHURCH</p>	<p>Conwell, Donna Sepulveda Conwell, Jerry Fitzsimmonds, Bob Furney, Harry Guy, Tanie Sholander, The Rev. Mark</p>
<p>THE CHURCH AT THE FALLS - THE FALLS CHURCH</p>	<p>Barratt, Henry Brown, Ken Cregger, Anne Dusenbury, Don Gates, Peter Glass, Bob Gustafson, David Hagerty, Ken Henneberg, Dan Howard, Carlton Jackson, Carol Kicklighter, Mick Law, Elizabeth McFarland, Steve McIntosh, Ruthie Medley, Larry Powell, Clydette Rice, Evans Thompson, Gail Turner, Roger Waidman, Anne Walter, John Wilson, Tom Yates, The Rev. Dr. John W.</p>
<p>CHURCH OF OUR SAVIOUR AT OATLANDS</p>	<p>Bell, Daniel L., II, Senior Warden Franke, Kay Rugen Leuthy, Robert Mellott, Max E. Polen, Barbara Cox Schulze, Edward White, The Rev. Elijah Brockenbrough</p>

<p>CHURCH OF THE APOSTLES</p>	<p>Allison, David Baker, Jerry Buck, Peter Edman, Peter Foy, Don Fuller, Dick Harper, The Rev. David R. Jennings, Bill Kriz, Ruth Moscati, Tony Nystrom, Loren Phillips, Malcolm Robbins, Mark Smith, Wilbert</p>
<p>CHURCH OF THE EPIPHANY</p>	<p>Black, Murray Cummings, Ross Gregg, Ted Holmes, Kevin Krukowski, Chad McNeely, Sally Morris, Ralph Oliphant, Mark Pantzer, Larry Plummer, Andy Rauh, The Rev. Robin Reed, David Reiter, Scott Stromberg, Margaret Ticer, John Welch, Jan</p>
<p>CHURCH OF THE WORD</p>	<p>Adams, The Rev. Robin T. Aram, James Grimes, Dwaine Hilleary, Susan Johnson, Christopher Kruchten, Jake Lynch, Mariann Schoffstall, Bradley Stalcup, William Taft, Kaye Thomas, Daniel</p>
<p>POTOMAC FALLS CHURCH</p>	<p>Grubbs, The Rev. Jack</p>

ST. MARGARET'S CHURCH	Ankers, Scott Brown, The Rev. Neal Cade, Danny Ellerbe, John Finney, Scott Harding, Bill Mann, Margaret Marohn, Jo Martin, Charles F. Miller, Chloellen Wheeler, Michelle
ST. PAUL'S CHURCH	Bell, Ray Fletcher, Keith Heflin, Jeannie Hellems, Joyce Jones, The Rev. David Nickerson Osborn, Dennis Roberts, Sean Sisson, Norris Smith, Robert
ST. STEPHEN'S CHURCH	Beckett, Geroge Cerar, The Rev. Jeffrey O. Goertemiller, Dick Lehardy, Ward Price, Elaine Radcliffe, Margaret Soule, Craig
TRURO CHURCH	Ailes, Mary Barto, William Brosnan, Cynthia Brunner, Stanton Dearborn, Daniel Dorman, Beth Julienne, Paul Leeuwrik, June Malabonga, Daniel Marshall, C. Kevin Minns, The Rt. Rev. Martyn Moulton, James Oakes, James Springman, Mary Wagner, Katrina Wakeham, Earnest Walnut, Megan Wilkenson, James Wilson, Garth

ATTACHMENT B

TRUSTEES

CHRIST THE REDEEMER CHURCH	None
THE CHURCH AT THE FALLS - THE FALLS CHURCH	Goodrich, William W. Hutson, Harrison Skancke, Steven
CHURCH OF OUR SAVIOUR AT OATLANDS	Clemons, Daniel R. (also, incorrectly identified as a vestryman in the Episcopal Church suit) Franke, Kay Rugen White, The Rev. Elijah Brockenbrough
CHURCH OF THE APOSTLES	Buck, Pete Keitt, George Young, Charles
CHURCH OF THE EPIPHANY	Black, Murray Woodard, Fred
CHURCH OF THE WORD	
POTOMAC FALLS CHURCH	None
ST. MARGARET'S CHURCH	Martin, Charles F. Motsek, Gary Wheeler, Michelle
ST. PAUL'S CHURCH	Latham, William McDaniel, Bernard Piercy, Macon
ST. STEPHEN'S CHURCH	Hundley, James R. Krande, George Wrightson, Jane B. York, Howard L.

TRURO CHURCH

**Ball, Tom
Eschmann, Renate
Maier, Jack
Niles, Tony
Thrasher, Warren
Wagner, Ted
Yates, Thomas**