THE EPISCOPAL CHURCH, THE RT. REV. C. WALLIS OHL, ROBERT HICKS, FLOYD MCKNEELY, SHANNON SHIPP, DAVID SKELTON, and WHIT SMITH	) IN THE DISTRICT COURT OF ) )
Plaintiffs	)
VS.	) )
FRANKLIN SALAZAR, JO ANN PATTON, WALTER VIRDEN, III, ROD BARBER, CHAD BATES, THE RT. REV. JACK LEO IKER, JUDY MAYO, JULIA SMEAD, THE REV. CHRISTOPHER CANTRELL, THE REV. TIMOTHY PERKINS, and THE REV. RYAN REED	) ) ) ) ) ) )
Defendants/Counter-Defendants	)
THE ANGLICAN PROVINCE OF THE SOUTHERN CONE'S "DIOCESE OF FORT WORTH"	) ) )
Defendant/Third-Party Plaintiff/Counter- Defendant	) TARRANT COUNTY, TEXAS
THE ANGLICAN PROVINCE OF THE SOUTHERN CONE'S "CORPORATION OF THE EPISCOPAL DIOCESE OF FORT WORTH"	) ) )
Intervenor/Third-Party Plaintiff/ Defendant/Counter-Defendant	) ) )
ST. ANTHONY OF PADUA CHURCH (Alvarado), ST. ALBAN'S CHURCH (Arlington), ST. MARK'S CHURCH (Arlington), CHURCH OF ST. PETER and ST. PAUL (Arlington), CHURCH OF ST. PHILIP THE APOSTLE (Arlington), ST. VINCENT'S CATHEDRAL (Bedford), ST. PATRICK'S CHURCH (Bowie), ST. ANDREW'S CHURCH (Breckenridge), GOOD SHEPHERD CHURCH (Brownwood), ST. JOHN'S CHURCH (Brownwood), CHURCH OF ST. JOHN THE DIVINE (Burkburnett), HOLY COMFORTER CHURCH (Cleburne), ST. MATTHEW'S CHURCH (Comanche), TRINITY CHURCH (Dublin), HOLY TRINITY CHURCH (Eastland), CHRIST THE KING CHURCH (Fort	<pre> / ) ) ) ) ) ) ) ) ) ) ) ) ) ) ) ) ) )</pre>
Worth), HOLY APOSTLES CHURCH (Fort Worth), IGLESIA SAN JUAN APOSTOL (Fort Worth),	) 141 <sup>ST</sup> DISTRICT COURT

APPENDIX TO ALL EPISCOPAL PARTIES' MOTIONS FOR SUMMARY JUDGMENT AND PARTIAL SUMMARY JUDGMENT US 590460v.1

IGLESIA SAN MIGUEL (Fort Worth), ST. ANDREW'S CHURCH (Fort Worth), ST. ANNE'S CHURCH (Fort Worth), CHURCH OF ST. BARNABAS THE APOSTLE (Fort Worth), ST. JOHN'S CHURCH (Fort Worth), ST. MICHAEL'S CHURCH (Richland Hills), CHURCH OF ST. SIMON OF CYRENE (Fort Worth), ST. TIMOTHY'S CHURCH (Fort Worth), ST. PAUL'S CHURCH (Gainesville), GOOD SHEPHERD CHURCH (Granbury), CHURCH OF THE HOLY SPIRIT (Graham), ST. ANDREW'S CHURCH (Grand Prairie), ST. LAURENCE'S CHURCH (Southlake), ST. MARY'S CHURCH (Hamilton), TRINITY CHURCH (Henrietta), ST. MARY'S CHURCH (Hillsboro), ST. ALBAN'S CHURCH (Hubbard), ST. STEPHEN'S CHURCH (Hurst), CHURCH OF ST. THOMAS THE	))))))))))))))))))
APOSTLE (Jacksboro), CHURCH OF OUR LADY	ì
OF THE LAKE (Laguna Park), ST. GREGORY'S	í
CHURCH ) (Mansfield), ST. LUKE'S CHURCH	í
(Mineral Wells), CHURCH OF ST. PETER BY THE	)
LAKE (Graford), ALL SAINT'S CHURCH	)
(Weatherford), ALL SAINT'S CHURCH (Wichita	)
Falls), CHURCH OF THE GOOD SHEPHERD	)
(Wichita Falls), CHURCH OF ST. FRANCIS OF	)
ASSISI (Willow Park), and CHURCH OF THE ASCENSION & ST. MARK (Bridgeport)	)
ABOLIVION & ST. WARK (Bridgeport)	)
Intervenors/Third-Party Plaintiffs/	) )
Defendants/Counter-Defendants	ĵ.
VS.	)
MADCADER HELITA ANDREM DAGG WAY	)
MARGARET MIEULI, ANNE T. BASS, WALT CABE, THE REV. CHRISTOPHER JAMBOR, THE	)
REV. FREDERICK BARBER, THE REV. DAVID	)
MADISON, ROBERT M. BASS, CHERIE SHIPP,	)
DR. TRACE WORRELL, THE REV. JAMES	) }
HAZEL, THE REV. JOHN STANLEY, THE RT.	ì
REV. EDWIN F. GULICK, JR. and KATHLEEN	í
WELLS,	)
Third-Party Defendants/Counterclaimants	)
THE EPISCOPAL CHURCH,	)
Third-Party Defendant	)
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## APPENDIX TO ALL EPISCOPAL PARTIES' MOTIONS FOR SUMMARY JUDGMENT AND PARTIAL SUMMARY JUDGMENT

## TO THE HONORABLE COURT:

This appendix is filed by Plaintiff The Episcopal Church in support of Plaintiff The Episcopal Church's Motion for Summary Judgment and Brief in Support and by Plaintiffs the Rt. Rev. C. Wallis Ohl, Robert Hicks, Floyd McKneely, Shannon Shipp, David Skelton, and Whit Smith and Third-Party Defendants/Counterclaimants Margaret Mieuli, Anne T. Bass, Walt Cabe, the Rev. Christopher Jambor, the Rev. Frederick Barber, the Rev. David Madison, Robert M. Bass, the Rev. James Hazel, Cherie Shipp, the Rev. John Stanley, Dr. Trace Worrell, the Rt. Rev. Edwin F. Gulick, Jr., and Kathleen Wells in support of the Local Episcopal Parties' Motion for Partial Summary Judgment. The evidence listed below and contained in this appendix is incorporated into Plaintiff the Episcopal Church's Motion for Summary Judgment and Brief in Support and into Local Episcopal Parties' Motion for Partial Summary Judgment as if set forth fully therein.

EXHIBIT A	Affidavit of The Rt. Rev. C. Wallis Ohl (A1-10)
TAB 1	Report of the Resolutions Committee, 27 <sup>th</sup> Annual Convention, November 13-14, 2009 (A11-22)
TAB 2	Letters of Congratulations and Commendation (A23-25)
TAB 3	Notice of Deposition of Priests and Deacons (A26-27)
EXHIBIT B	Affidavit of The Rt. Rev. Edwin F. Gulick (A28-34)
TAB 1	Amended and Restated Articles of Incorporation of Corporation of The Episcopal Diocese of Fort Worth (April 14, 2009) (A35-39)
TAB 2	March 3, 2009 letter to the Hon. William T. McGee, Jr. from Kathleen Wells, Chancellor of The Episcopal Diocese of Fort Worth (A40-41)
EXHIBIT C	Third Affidavit of Robert Bruce Mullin (A42-43)
TAB 1	Statement of Robert Bruce Mullin (A44-113)
EXHIBIT D	Second Affidavit of Mark Duffy (A114-119)

TAB 1	Constitution & Canons for the Government of the Protestant Episcopal Church in the United States of America Otherwise Known as The Episcopal Church (Church Publishing Inc., 2009) (A120-293)
TAB 2	Revised Title IV in effect until July 1, 2011 (A294-358)
TAB 3	Excerpts from The Episcopal Church Annual (Morehouse Church Resources, 2010) (A359-366)
TAB 4	1785, 1786, and 1789 Journals of the General Convention, collected in <u>Journals of</u> the General Conventions of the Protestant Episcopal Church in the United States of America, from the Year 1784, to the Year 1814, Inclusive (Philadelphia: John Bioren, 1817) (A367-386)
TAB 5	Excerpts from <i>The Book of Common Prayer</i> (New York: The Church Hymnal Corporation, September 1979) (A387-392)
TAB 6	Excerpts from the 1979 Journal of the General Convention (A393-400)
TAB 7	Excerpts from the 1868 Journal of the General Convention (A401-403)
TAB 8	Excerpts from the 1940 Journal of the General Convention (A404-407)
TAB 9	Excerpts from the 1904 Journal of the General Convention (A408-414)
TAB 10	Deposition of the Right Rev'd Robert W. Duncan dated September 19, 2008 (A415)
TAB 11	Resolution adopted by the Executive Council at its meeting on June 11-14, 2007 (A416)
TAB 12	Excerpts from the 1838 Journal of the General Convention (A417-418)
TAB 13	Excerpts from the 1895 Journal of the General Convention (A419-421)
TAB 14	Excerpts from the 1895 Constitution of the Diocese of Dallas (A422-424)
TAB 15	Excerpts from the 1896 Canons of the Diocese of Dallas (A425-429)
TAB 16	Excerpts from the Minutes of the June 18, 1982, Special Convention of the Diocese of Dallas (A430-432)
TAB 17	Excerpts from the 1982 Journal of the General Convention (A433-435)
TAB 18	Constitution & Canons for the Government of the Protestant Episcopal Church in the United States of America Otherwise Known as The Episcopal Church (Seabury Prof'l Servs., 1979) (A436-503)
TAB 19	The Proceedings of the Primary Convention of the Episcopal Diocese of Fort Worth (1982) (A504-525)
TAB 20	Journal of the Eighty-Seventh Annual Meeting of the Diocese of Dallas (1982) (A526-531)
TAB 21	Excerpts from the 1982 Constitution and Canons of the Episcopal Diocese of Fort Worth (A532-539)

TAB 22	Declaration of Conformity executed by the Rt. Rev. A. Donald Davies (A540)
TAB 23	Declaration of Conformity executed by the Rt. Rev. Clarence C. Pope (A541)
TAB 24	Declaration of Conformity executed by the Rt. Rev. Jack Leo Iker (A542)
TAB 25	Excerpts from The Proceedings of the Seventh Annual Convention of the Episcopal Diocese of Fort Worth (Oct. 6-7, 1989) (A543-546)
TAB 26	Excerpts from the Journal of the Special Diocesan Convention (Sep. 27, 2003) (A547-549)
TAB 27	Excerpts from the 1985, 1988, 1991, 1994, 1997, 2000, 2003, and 2006 Journals of the General Convention (A550-573)
TAB 28	Excerpts from the Journal of the Twelfth Annual Meeting of the Diocese of Fort Worth (Oct. 7-8, 1994) (A574-577)
TAB 29	Excerpts from the Journal of the Episcopal Diocese of Fort Worth 2006 (A578-597)
TAB 30	Excerpts from the Journal of the Tenth Annual Meeting of the Diocese of Fort Worth (Oct. 2-3, 1992) (A598-601)
TAB 31	Excerpts from The Order of Service for the Ordination and Consecration of the Reverend Jack Leo Iker to be a Bishop in the Church of God and Bishop Coadjutor of the Diocese of Forth Worth (A602-605)
TAB 32	Excerpts from the Journal of the Thirteenth Annual Meeting of the Diocese of Fort Worth (Nov. 3-4, 1995) (A606-607)
TAB 33	Renunciation of Ordained Ministry and Declaration of Removal and Release of the Rt. Rev. Jack Leo Iker dated December 5, 2008 (A608)
TAB 34	Forms signed by Bishop Edwin F. Gulick (Oct. 15, 2009) and the members of the Standing Committee of the Diocese of Fort Worth (Nov. 12, 2009) consenting to the ordination and consecration of Scott A Benhase as Bishop of the Diocese of Georgia (A609-610)
TAB 35	Excerpts from The Episcopal Church Annual (Morehouse Church Resources, 2009) (A611-614)
TAB 36	Constitution & Canons for the Government of the Protestant Episcopal Church in the United States of America Otherwise Known as The Episcopal Church (Church Publishing Inc., 2006) (A615-802)
TAB 37	Excerpts from The Episcopal Church Annual (Morehouse-Barlow Co., 1984) (A803-804)
TAB 38	Excerpts from Proceedings of a Convention of the Clergy and Laity of the Protestant Episcopal Church in the State of Texas, 1849 (A805-808)
TAB 39	Excerpts from the 1850 Journal of the General Convention (A809-821)
TAB 40	Excerpts from the Journal of the Twenty-Fifth Annual Council of the Protestant

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	Episcopal Church in the Diocese of Texas, May 28-30, 1874 (A822-824)
TAB 41	Excerpts from the 1874 Journal of the General Convention (A825-859)
TAB 42	Excerpts from the Journal of the Fourth Annual Convocation of the Protestant Episcopal Church in the Missionary District of Northern Texas, May 30 through June 1, 1878 (A860-863)
EXHIBIT E	Affidavit of Gregory S. Straub (A864-865)
TAB 1	Excerpts from the 2009 Journal of the General Convention (A866-876)
TAB 2	2009 Annual Report of the Episcopal Diocese of Fort Worth (A877-880)
EXHIBIT F	Affidavit of Kathleen Wells (A881-888)
TAB 1	September 8, 2008 Third Report from the Bishop and Standing Committee concerning The Anglican Province of the Southern Cone (A889)
TAB 2	"10 Reasons Why Now Is the Time to Realign", September 2008 (A890-892)
TAB 3	Report of the Committee on Constitution and Canons to the 26 <sup>th</sup> Annual Convention of the Episcopal Diocese of Fort Worth (A893-894)
TAB 4	Proposed Resolution for Admission to the Anglican Province of the Southern Cone (A895)
TAB 5	"As We Realign" (A896-897)
TAB 6	Responses to Attempted Inhibition of the Bishop (A898-899)
TAB 7	Notice of Special Meeting of the Convention of the Episcopal Diocese of Fort Worth, Feb. 7, 2009 (A900)
TAB 8	Certificates of Registration of Diocesan Name and Seal (A901-904)
TAB 9	Documents Showing Use of Diocesan Name and Seal (A905-916)
TAB 10	Excerpts from the Proceedings of the Twenty-Fifth Annual Convention of the Episcopal Diocese of Fort Worth, November 2007 (A917-932)
TAB 11	Excerpts from the Journal of the Twenty-Seventh Annual Convention of the Episcopal Diocese of Fort Worth, November 13-14, 2009 & Special Meeting of Convention, February 7, 2009 (A933-973)
TAB 12	Applicable Canon regarding Corporation of the Episcopal Diocese of Fort Worth (A974-975)
EXHIBIT G	Affidavit of Jonathan Nelson (A976-981)
TAB 1	Plaintiffs' Second Amended Original Petition in Corp. of the Episcopal Diocese of Fort Worth v. McCauley (A982-1001)
ТАВ 2	Plaintiffs' Motion for Summary Judgment, including Affidavits of Bishop Jack Iker and Reverend Canon Billie Boyd, filed in <i>Corp. of the Episcopal Diocese of Fort Worth v. McCauley</i> (A1002-1033)
TAB 3	Plaintiffs' Second Supplemental Evidence in Support of Their Motion for

	Summary Judgment, including Affidavits of Reverend Canon Billie Boyd and The Reverend Canon Charles A. Hough, III, filed in Corp. of the Episcopal Diocese of Fort Worth v. McCauley (A1034-1041)
TAB 4	Affidavit of The Rt. Rev. William C. Wantland, filed in Corp. of the Episcopal Diocese of Fort Worth v. McCauley (A1042-1046)
TAB 5	Brief of <i>Amici Curiae</i> Rt. Rev. Jack Leo Iker, Bishop of the Episcopal Diocese of Fort Worth, and Rt. Rev. Robert Duncan, Bishop of the Episcopal Diocese of Pittsburgh, filed in <i>Dixon v. Edwards</i> (A1047-1073)
TAB 6	Petition in <i>The Episcopal Diocese of Dallas v. Mattox</i> , No. 84-8573 (95 <sup>th</sup> District Court Dallas) (A1074-1138)
TAB 7	Judgment in The Episcopal Diocese of Dallas v. Mattox (A1139-1206)
TAB 8	Articles of Incorporation of Corporation of the Episcopal Diocese of Fort Worth (Filed February 28, 1983) (A1209-1212)
TAB 9	Articles of Amendment to the Articles of Incorporation of Corporation of the Episcopal Diocese of Fort Worth (Filed November 4, 1987) (A1213-1214)
TAB 10	Articles of Amendment to the Articles of Incorporation of Corporation of the Episcopal Diocese of Fort Worth (Filed November 27, 1991) (A1215-1221)
TAB 11	Amended and Restated Articles of Incorporation of Corporation of the Episcopal Diocese of Fort Worth (Filed September 5, 2006) (A1222-1225)
TAB 12	Amended and Restated Articles of Incorporation of Corporation of the Episcopal Diocese of Fort Worth (Filed April 14, 2009) (A1226-1230)
TAB 13	Certificate of Correction to Amended and Restated Articles of Incorporation of Corporation of the Episcopal Diocese of Fort Worth (filed April 21, 2009) (A1231-1236)
EXHIBIT H	Affidavit of The Rev. Canon Charles K. Robertson (A1237-1238)
TAB 1	Letter to The Most Rev'd Katharine Jefferts Schori from the Rt. Rev'd Dorsey F. Henderson, Jr. dated January 9, 2008, and regarding the Rt. Rev'd John-David Schofield (with attachment) (A1239-1248)
TAB 2	Deposition of the Right Rev'd John-David M. Schofield dated March 12, 2008 (A1249)
TAB 3	Letter to The Most Rev'd Katharine Jefferts Schori from the Rt. Rev'd Dorsey F. Henderson, Jr. dated December 17, 2007, and regarding the Rt. Rev'd Robert W. Duncan (with attachment) (A1250-1261)
TAB 4	Forms signed by Bishop Wallis C. Ohl (June 14, 2010 & July 17, 2010) consenting to the ordination and consecration of bishops (A1262)
TAB 5	Letter to six former members of the Standing Committee of the Diocese of Fort Worth from The Most Rev'd Katharine Jefferts Schori dated December 15, 2008 (A1263-1264)

Respectfully submitted,

By: My My My My Jonathan D.F. Nelson State Bar No. 14900700 Jonathan D.F. Nelson, P.C. 1400 W. Abrams Street Arlington, Texas 76013-1705 (817) 261-2222 (817) 861-4685 (fax) inelson@hillgilstrap.com

Kathleen Wells
State Bar No. 02317300
P.O. Box 101174
Fort Worth, Texas 76185-0174
(817) 332-2580 voice
(817) 332-4740 fax
chancellor@episcopaldiocesefortworth.org

William D. Sims, Jr.
State Bar No. 18429500
Thomas S. Leatherbury
State Bar No. 12095275
VINSON & ELKINS LLP
2001 Ross Avenue, Suite 3700
Dallas, Texas 75201-2975
Telephone: 214-220-7792

Facsimile: 214-999-7792

Attorneys for Plaintiffs (other than The Episcopal Church) and Third-Party Defendants/Counterclaimants By: Sandra C. Liser
State Bar No. 17072250

Naman, Howell, Smith & Lee, L.L.P.

306 West 7<sup>th</sup> Street, Suite 405
Fort Worth, Texas 76102
Tel: 817-509-2025
Fax: 817-509-2060

David Booth Beers
Jeffrey D. Skinner
Goodwin Procter, LLP
901 New York Avenue, N.W.
Washington, D.C. 20001
Tel: (202) 346-4000
Fax: (202) 346-4444
dbeers@goodwinprocter.com
jskinner@goodwinprocter.com

sliser@namanhowell.com

Mary E. Kostel
The Episcopal Church
c/o Goodwin Procter, LLP
901 New York Avenue, N.W.
Washington, D.C. 20001
Tel: (202) 346-4000
Fax: (202) 346-4444
mkostel@episcopalchurch.org

Attorneys for Plaintiff The Episcopal Church

## **CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing Appendix to All Episcopal Parties' Motions for Summary Judgment and Partial Summary Judgment has been sent this 18th day of October, 2010, by hand-delivery or Federal Express, to:

J. Shelby Sharpe, Esq. Sharpe Tillman & Melton 6100 Western Place, Suite 1000 Fort Worth, TX 76107

R. David Weaver, Esq.
The Weaver Law Firm
1521 N. Cooper Street, Suite 710
Arlington, TX 76011

David Booth Beers, Esq. Adam Chud, Esq. Goodwin Procter, LLP 901 New York Avenue, N.W. Washington, D.C. 20001

Sandra Liser, Esq. Naman Howell Smith & Lee, LLP 306 West 7<sup>th</sup> Street, Suite 405 Fort Worth, Texas 76102-4911 Scott A. Brister, Esq. Andrews Kurth L.L.P. 111 Congress Avenue, Suite 1700 Austin, TX 78701

Kendall M. Gray, Esq. Andrew Kurth L.L.P. 600 Travis, Suite 4200 Houston, TX 77002

Mary E. Kostel, Esq.
Special Counsel for Property Litigation
The Episcopal Church
Suite 309
110 Maryland Avenue, N.E.
Washington, D.C. 20002

20/