

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

<b>EPISCOPAL DIOCESE OF FORT WORTH</b>	§	
	§	
<b>Plaintiff,</b>	§	
	§	
<b>VS.</b>	§	<b>NO. 4:10-cv-00700-Y</b>
	§	
<b>THE RT. REV. JACK LEO IKER</b>	§	
	§	
<b>Defendant.</b>	§	

**APPENDIX TO PLAINTIFF THE EPISCOPAL DIOCESE OF FORT WORTH'S MOTION FOR PARTIAL SUMMARY JUDGMENT**

TO THE HONORABLE COURT:

This appendix is filed by Plaintiff the Episcopal Diocese of Fort Worth in support of its Motion for Partial Summary Judgment and Brief in Support thereof. The evidence listed below and contained in this appendix is incorporated into Plaintiff the Episcopal Diocese of Fort Worth's Motion for Partial Summary Judgment and Brief in Support as if set forth fully therein.

<b>EXHIBIT A</b>	<b>Affidavit of The Rt. Rev. C. Wallis Ohl (A1-10) (with selected Exhibits)</b>
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)
<b>EXHIBIT B</b>	<b>Affidavit of The Rt. Rev. Edwin F. Gulick (A26-32) (with selected Exhibits)</b>
TAB 1	Amended and Restated Articles of Incorporation, filed April 14, 2009 (A32.1-32.5)
TAB 2	March 3, 2009 letter to the Hon. William T. McGee, Jr. from Kathleen Wells, Chancellor of The Episcopal Diocese of Fort Worth (A33-34)
<b>EXHIBIT C</b>	<b>Third Affidavit of Robert Bruce Mullin (A35-36)</b>
TAB 1	Statement of Robert Bruce Mullin (A37-106)
<b>EXHIBIT D</b>	<b>Second Affidavit of Mark Duffy (A107-112) (with selected Exhibits)</b>
TAB 1	Excerpts from <u>The Episcopal Church Annual</u> (Morehouse Church Resources, 2010) (A113-117)

TAB 2	Excerpts from the 1838 Journal of the General Convention (A118-119)
TAB 3	Excerpts from the 1982 Journal of the General Convention (A120-122)
TAB 4	Excerpts from the Proceedings of the Primary Convention of the Episcopal Diocese of Fort Worth (1982) (A123-131)
TAB 5	Excerpts from the 1982 Constitution and Canons of the Episcopal Diocese of Fort Worth (A132-137)
TAB 6	Declaration of Conformity executed by the Rt. Rev. Jack Leo Iker (A138)
TAB 7	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 (A139-142)
TAB 8	Renunciation of Ordained Ministry and Declaration of Removal and Release of the Rt. Rev. Jack Leo Iker dated December 5, 2008 (A143)
TAB 9	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 (A144-145)
TAB 10	Excerpts from <u>The Episcopal Church Annual</u> (Morehouse Church Resources, 2009) (A146-149)
TAB 11	Excerpts from 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) (A150-158)
TAB 12	Excerpts from <u>The Episcopal Church Annual</u> (Morehouse-Barlow Co., 1984) (A159-160)
TAB 13	Excerpts from Proceedings of a Convention of the Clergy and Laity of the Protestant Episcopal Church in the State of Texas, 1849 (A161-164)
TAB 14	Excerpts from the 1850 Journal of the General Convention (A165-173)
TAB 15	Excerpts from the Journal of the Twenty-Fifth Annual Council of the Protestant Episcopal Church in the Diocese of Texas, May 28-30, 1874 (A174-176)
TAB 16	Excerpts from the 1874 Journal of the General Convention (A177-182)
<b>EXHIBIT E</b>	<b>Affidavit of Gregory S. Straub (A183-184)</b>
TAB 1	Excerpts from the 2009 Journal of the General Convention (A185-192)
TAB 2	2009 Annual Report of the Episcopal Diocese of Fort Worth (A193-196)
<b>EXHIBIT F</b>	<b>Affidavit of Kathleen Wells (A197-204) (with selected Exhibits)</b>
TAB 1	Report of the Committee on Constitution and Canons to the 26 <sup>th</sup> Annual Convention of the Episcopal Diocese of Fort Worth (A205-206)
TAB 2	Proposed Resolution for Admission to the Anglican Province of the Southern Cone (A207)

TAB 3	“As We Realign” (A208-209)
TAB 4	Responses to Attempted Inhibition of the Bishop (A210-211)
TAB 5	Notice of Special Meeting of the Convention of the Episcopal Diocese of Fort Worth, Feb. 7, 2009 (A212)
TAB 6	Certificates of Registration of Diocesan Name and Seal (A213-216)
TAB 7	Documents Showing Use of Diocesan Name and Seal (A217-228)
TAB 8	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 (A229-240)
<b>EXHIBIT G</b>	<b>Affidavit of Jonathan Nelson (A241-246) (with selected Exhibits)</b>
TAB 1	Plaintiffs’ Second Amended Original Petition in <i>Corp. of the Episcopal Diocese of Fort Worth v. McCauley</i> (A247-266)
TAB 2	Plaintiffs’ Motion for Summary Judgment, including Affidavit of Bishop Jack Iker, filed in <i>Corp. of the Episcopal Diocese of Fort Worth v. McCauley</i> (A267-298)
TAB 3	Excerpts from 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> (A299-309)
TAB 4	Excerpt from Judgment in <i>The Episcopal Diocese of Dallas v. Mattox</i> (A310-318)
TAB 5	Articles of Incorporation of Corporation of the Episcopal Diocese of Fort Worth (Filed February 28, 1983) (A320-323)
<b>EXHIBIT H</b>	<b>Affidavit of The Rev. Canon Charles K. Robertson (A324-325) (with selected Exhibits)</b>
TAB 1	Forms signed by Bishop Wallis C. Ohl (June 14, 2010 & July 17, 2010) consenting to the ordination and consecration of bishops (A326)
TAB 2	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 (A327-328)
<b>EXHIBIT I</b>	<b>Second Supplemental Affidavit of Mark Duffy (A329-330)</b>
TAB 1	1982 Resolution Number 1982-A010 to Amend Constitution Article V.1 (A331)
TAB 2	1982 Resolution Number 1982-B018 to Ratify the Division of the Diocese of Dallas Into Two Jurisdictions (A332)
<b>EXHIBIT J</b>	<b>Affidavit of The Rev. Dr. Marion Roy (“Sam”) McClain (A333-335)</b>
TAB 1	1983 Newsletter Article, “Diocesan Seal Rich in Heritage” (A336)
TAB 2	Excerpts from The Episcopal Church Annual (1984) (A337-338)
TAB 3	Cover Pages from Diocesan Journals for 1990, 2003-2006 (A339-342)

<b>EXHIBIT K</b>	<b>Affidavit of The Rt. Rev. Edwin F. Gulick, Jr. (A343-344)</b>
<b>EXHIBIT L</b>	<b>Affidavit of Kathleen Wells (A345-346)</b>
TAB 1	Letter from Geoffrey Mantooth (A347-350)
TAB 2	Excerpts from Iker's Website (A351-363)
TAB 3	Online Search Results (A364-366)
<b>EXHIBIT M</b>	<b>Affidavit of Elinor Normand (A367-369)</b>
TAB 1	November 1, 2010 Email (redacted) (A370)

Dated: December 13, 2010

Respectfully submitted,

s/ Jonathan D. F. Nelson

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**CERTIFICATE OF SERVICE**

I hereby certify that on December 13, 2010, I electronically filed this Appendix to the Episcopal Diocese of Fort Worth's Motion for Partial Summary Judgment with the clerk of the court for the United States District Court, Northern District of Texas, using the electronic case filing system of the court. The electronic case filing system sent a "Notice of Electronic Filing" to those attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

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