

NO. 15-CI-02975

JEFFERSON CIRCUIT COURT
DIVISION ELEVEN (11)
JUDGE BRIAN C. EDWARDS

ERIC HOEY

PLAINTIFF

vs.

NOTICE-MOTION-ORDER

PRESBYTERIAN CHURCH (U.S.A.)

DEFENDANT

To: John O. Sheller
500 West Jefferson Street, Suite 2000
Louisville, Kentucky 40202

NOTICE

Please take notice that the undersigned will on Monday, March 28, 2016, at 2:45 p.m., in the Courtroom of the above Court, make the Motion and tender the Order set out below.

CERTIFICATE

It is hereby certified that a copy of the foregoing was mailed on this 24 day of March, 2016, to the person at the address listed above.

MOTION TO COMPEL DISCOVERY

Comes the Plaintiff, Eric Hoey, by counsel, and moves this Honorable Court to Order the Defendant to answer the Discovery Requests tendered by the Plaintiff and answered by the Defendant but answered in an inappropriate fashion without giving any information and not answering the appropriate discovery. Extrajudicial notice was given pursuant to Local Rules.

WHEREFORE, the Plaintiff, Eric Hoey, respectfully asks this Honorable Court to enter the attached Order.

Respectfully submitted,



R. DALE WARREN
600 West Main Street, Suite 300
Louisville, Kentucky 40202
Phone: (502) 589-6190
Facsimile: (502) 736-3195
Counsel for Plaintiff, Eric Hoey

NO. 15-CI-02975

JEFFERSON CIRCUIT COURT
DIVISION ELEVEN (11)
JUDGE BRIAN C. EDWARDS

ERIC HOEY

PLAINTIFF

vs.

ORDER

PRESBYTERIAN CHURCH (U.S.A.)

DEFENDANT

** * * * *

Motion having been made by the Plaintiff, and the Court being otherwise duly and sufficiently advised;

IT IS HEREBY ORDERED that the Defendant shall answer the Discovery Requests fully and completely within ten (10) days.

DATE

JUDGE BRIAN C. EDWARDS
JEFFERSON CIRCUIT COURT

Tendered by:



R. DALE WARREN
600 West Main Street, Suite 300
Louisville, Kentucky 40202

Attachment 1

NO. 15-CI-02624

JEFFERSON CIRCUIT COURT
DIVISION NINE (9)
JUDGE JUDITH E. MCDONALD-BURKMAN

NO. 15-CI-02975

DIVISION ELEVEN (11)

ERIC HOEY

PLAINTIFF

vs. PLAINTIFF'S FIRST SET OF INTERROGATORIES AND REQUESTS
FOR PRODUCTION OF DOCUMENTS TO
DEFENDANT, PRESBYTERIAN CHURCH (U.S.A.)

PRESBYTERIAN CHURCH (U.S.A.)

DEFENDANT

The Plaintiff, pursuant to and in accordance with the provisions of Rules 33 and 34 of the Kentucky Rules of Civil Procedure, hereby notifies the Defendant, Presbyterian Church (U.S.A.) (hereinafter referred to as "PCUSA"), to answer the following Interrogatories under oath and to provide the documents requested herein within thirty (30) days of service. These Interrogatories and Requests for Production of Documents shall be deemed continuing and supplemental Answers shall be required if the Defendant or its counsel, directly or indirectly, obtains further information of the nature sought herein between the time the Answers are served and the time of trial:

DEFINITIONS

A. "Documents" shall mean every writing of every written record of every type of description that is, or has been, in your possession, control or custody, or of which you have knowledge, including without limitation, correspondence, memoranda, stenographic or handwritten notes, studies, communications, books, pamphlets, pictures, voice recordings, reports, surveys, minutes, statistical computations, or any other writing or record, however produced or

reproduced, or any copy of such writing or such record where such copy is not an identical copy of the original, or such copy contains any commentary or notation whatsoever that does not appear on the original.

B. "Person" shall mean individual, firm, partnership, corporation, proprietorship, association or any other relevant organization or entity.

C. "Date" shall mean the exact date, month and year, if ascertainable, or if not the best approximation (including relationship to other events).

D. "Identify" used in reference to:

1. An individual shall mean to state his name, present or last known position, including business affiliation, designating which, last known address and last known telephone number;

2. A firm, partnership, corporation, proprietorship, association, or other organization shall mean to state its full name and present or last known address and telephone number designating which; and

3. Documents shall mean to indicate a date, receipt, offeror, sender, type of document (i.e., some other means of identification) and the present location or custodian thereof.

INTERROGATORIES

1. Identify any and all persons furnishing information used to answer these Interrogatories or any portion, stating that person's name, address and, contact information.

2. Identify any and all documentation used in referring to each individual answer these Interrogatories.

3. Identify all persons involved in the organization, leadership positions, and the persons involved and assigned duties in the 1001 New Worshipping Communities starting in 2012.

4. Identify the author and all contributors to the documentation and report from Butler Snow, LLP to PCUSA and/or to the Presbyterian Mission Agency (hereinafter referred to as "PMA").

5. Identify the author and all contributors to the documentation and report from Austin and Bird, LLP from December, 2014 to present to PCUSA and/or PMA.

6. Identify the author of all reports from the Presbyterian Outlook, any articles in www.pcusa.org/news that mentioned Eric Hoey after May, 2013.

7. Identify each PCUSA employee, officer, trustee, and/or director who received any document after May 1, 2013, that mentioned Eric Hoey and identify such document.

8. Identify each PMA employee, officer, trustee, or director who received any document after May 1, 2013, that mentioned Eric Hoey and identify such document.

9. Identify all documents in possession of PCUSA that mentions Eric Hoey after May 1, 2013.

10. Identify any PMA document that mentions Eric Hoey after May 1, 2013.

11. Identify all internal PCUSA documents created after May 1, 2013, that mentioned Eric Hoey.

12. Identify all internal PCUSA documents created May 1, 2013, that mentioned Roger Dermody, Philip Lotspeich, or Craig Williams.

13. Identify all documents created after May 1, 2013, that PCUSA sent internally and/or externally that mentioned Eric Hoey and identify each person to whom the document was sent.

14. Identify all documents created after May 1, 2013, that PCUSA sent internally and/or externally that mentioned Roger Dermody, Philip Lotspeich and Craig Williams and identify each person to whom the document was sent.

15. Identify each PCUSA employee, officer, trustee, or director who spoke or communicated with Leslie Scanlon regarding Eric Hoey after May 1, 2013.

16. Identify each PCUSA employee, officer, trustee, or director who spoke or communicated with Linda Valentine regarding Eric Hoey after May 1, 2013.

17. Identify each publication published under the control, authority, authorization of PCUSA indicating unethical conduct of Eric Hoey including the authorship of said publication.

18. If PCUSA disciplined, sanctioned, or took adverse action against any person as a result of the creation or financial activities of matters identified involving Eric Hoey and any person named in these Interrogatories, identify the person, the employment action, and all documents relative to.

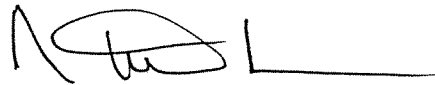
REQUESTS FOR PRODUCTION OF DOCUMENTS

1. All documents identified in the responses to the accompanying set of Interrogatories.

2. Full and complete documentation and reports from Austin and Bird, LLP to PCUSA and/or PMA as regards its investigation from October, 2014 to present.

3. All documentation, reports from Butler Snow, LLP to PCUSA and/or PMA from May, 2014 to present as regards its investigation regarding the incorporation and funding of the California 501(c)(3) Non-Profit Corporation by PCUSA and/or its church growth staff.
4. All publications regarding Eric Hoey or mentioning Eric Hoey's name from May, 2013 to present by any entity under the control, direction, or authority of PCUSA.
5. All organizational charts for PCUSA.
6. All organizational charts for PMA.
7. All organizational charts and members of the Presbyterian Outlook

Respectfully submitted,



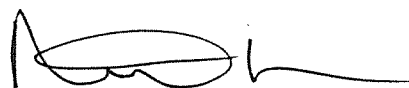
R. DALE WARREN
600 West Main Street, Suite 300
Louisville, Kentucky 40202
(502) 589-6190
(502) 736-3195 Facsimile

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was mailed on this 9 day of September, 2015, to:

John O. Sheller
Stoll Keenon Ogden PLLC
500 West Jefferson Street, Suite 2000
Louisville KY 40202

Stephen B. Pence
Pence & Ogburn, PLLC
9300 Shelbyville Road, Suite 1205
Louisville KY 40223



R. DALE WARREN

Attachment 2

CIVIL ACTION NO. 15-CI-002975

JEFFERSON CIRCUIT COURT
DIVISION ELEVEN (11)
JUDGE BRIAN C. EDWARDS

REVEREND ERIC HOEY,

PLAINTIFF,

v.

PRESBYTERIAN CHURCH (U.S.A.),

DEFENDANT.

*** **

**DEFENDANT'S OBJECTIONS TO PLAINTIFF'S FIRST SET OF
INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS**

Defendant, Presbyterian Church (U.S.A.) ("the Church"), by counsel, pursuant to the Kentucky Rules of Civil Procedure, objects to the Interrogatories and Requests for Production of Documents propounded by Plaintiff Reverend Eric Hoey ("Plaintiff") as follows:

GENERAL OBJECTIONS

1. The Church objects to the instructions set forth in Plaintiff's First Set of Interrogatories and Requests for Production of Documents to the extent they modify, expand, or conflict with the obligations set forth in the Kentucky Rules of Civil Procedure.
2. The Church objects to all Interrogatories and Requests to the extent they seek the disclosure of information or the production of any document protected from discovery by the attorney-client privilege, the attorney work product doctrine, or any other applicable privilege, exemption, or immunity. Inadvertent disclosure of any information shall not be a waiver of any claim of privilege, work product protection, or any other exemption.
3. The Church objects to all Interrogatories and Requests to the extent they seek irrelevant information and are not reasonably calculated to lead to the discovery of admissible evidence.

4. The Church objects to all Interrogatories and Requests to the extent they seek confidential and/or proprietary information.

5. The Church objects to all Interrogatories and Requests to the extent they are overly broad, unduly burdensome, vague, or ambiguous.

6. The Church objects to all Interrogatories and Requests on the ground that this matter is consolidated into the senior action in Division 9, *Reverend Roger Dermody v. PC(U.S.A.)*, No. 15-CI-2624, in which discovery is currently stayed. At motion hour in Division 9 on June 29, 2015, with Rev. Hoey's counsel present, Judge McDonald-Burkman ordered discovery stayed in the *Dermody* matter. On August 11, 2015, Judge McDonald-Burkman ordered the *Hoey* matter consolidated into the senior *Dermody* action for purposes of discovery. As Judge McDonald-Burkman is presiding over the senior action, her order staying discovery is applicable in both the *Dermody* and *Hoey* matters, foreclosing Rev. Hoey from taking discovery.

7. The Church objects to all Interrogatories and Requests on the ground that Plaintiff's current posture in this matter forecloses his ability to take discovery. On July 14, 2015, Judge Edwards ordered litigation stayed in Division 11 until Judge McDonald-Burkman's ruling on the Church's then-pending Motion to consolidate the *Hoey* matter into the senior action in Division 9, *Reverend Roger Dermody v. PC(U.S.A.)*, 15-CI-2624. On August 11, 2015, Judge McDonald Burkman ordered the *Dermody* and *Hoey* matters consolidated for discovery. On September 8, 2015, Plaintiff filed a Motion to Remove Stay in Division 11, asserting that Judge McDonald-Burkman's order of consolidation did not operate to remove Judge Edwards's stay of all litigation in Division 11. Rev. Hoey did not file his motion in Division 9, apparently adopting the position that Judge Edwards is presiding over discovery matters. Thus, according to Plaintiff's own motion, he is prohibited from taking discovery in this matter until Judge Edwards

lifts the stay in Division 11. Moreover, Defendant has a pending motion to stay already ripe for ruling in Division 11.

8. The Church objects to all Interrogatories and Requests on the ground that it is entitled to a stay of discovery pending a threshold determination of whether its ecclesiastical-abstention and ministerial-exception immunity defenses prevent this suit from going forward on the merits. This is because the ecclesiastical-abstention and ministerial-exception defenses are intended to relieve the Church from the burdens of litigation while the Court determines the threshold legal question of whether the Church is subject to litigation in the first place. *See St. Joseph Catholic Orphan Soc’y v. Edwards*, 449 S.W.3d 727, 737 (Ky. 2014) (ecclesiastical-abstention defense is a form of qualified immunity); *Norton Hosps., Inc. v. Peyton*, 381 S.W.3d 286, 290-91 (Ky. 2012) (“Because immunity is designed to relieve a defendant from *the burdens of litigation*, it is obvious that a defendant should be able to invoke [immunity] at the earliest stage of the proceeding.”).

Plaintiff’s repeated attempts to sidestep the Church’s threshold immunity defenses continue to cause the Church irreparable harm. The more time and resources the Church is forced to waste responding to inappropriate discovery requests such as these Interrogatories and Requests, the more its threshold immunity defenses are irreparably violated. *See Mitchell v. Forsyth*, 472 U.S. 511, 526 (1985) (immunity is “effectively lost” when a case is erroneously permitted to proceed prior to a determination of defendant’s potential immunity).

9. No answer or response shall be construed as an admission to the existence, relevance, admissibility, or authenticity of any document, or any admission of any fact or allegation contained in any Request.

10. The Church reserves the right to revise, correct, add to, supplement, or clarify these answers and responses in the event other information is discovered that is responsive to a particular Interrogatory or Request.

11. These General Objections apply to each answer and response below as if fully set forth in that answer or response. Each answer and response shall be subject to, and limited by, the General Objections set forth herein.

ANSWERS TO INTERROGATORIES

INTERROGATORY NO. 1: Identify any and all persons furnishing information used to answer these Interrogatories or any portion, stating that person's name, address, and contact information.

RESPONSE: The Church objects to this Interrogatory on the grounds that it seeks information which is protected by the attorney-client privilege and/or work product doctrine. The Church further objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 2: Identify any all documentation used in referring to each individual answer to these Interrogatories.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that it seeks information which is protected by the attorney-client privilege and/or work product doctrine.

Additionally, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 3: Identify all persons involved in the organization, leadership positions, and the persons involved and assigned duties in the 1001 New Worshipping Communities starting in 2012.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 4: Identify the author and all contributors to the documentation and report from Butler Snow, LLP to PCUSA and/or to the Presbyterian Mission Agency (hereinafter referred to as “PMA”).

RESPONSE: The Church objects to this Interrogatory on the grounds that it seeks information which is protected by the attorney-client privilege and/or work product doctrine. The Church further objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 5: Identify the author and all contributors to the documentation and report from Austin and Bird, LLP from December, 2014 to present to PCUSA and/or PMA.

RESPONSE: The Church objects to this Interrogatory on the grounds that it seeks information which is protected by the attorney-client privilege and/or work product doctrine. The Church further objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 6: Identify the author of all reports from the Presbyterian Outlook, any articles in www.pcusa.org/news that mentioned Eric Hoey after May, 2013.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 7: Identify each PCUSA employee, officer, trustee, and/or director who received any document after May 1, 2013, that mentioned Eric Hoey and identify such document.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until

such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 8: Identify each PMA employee, officer, trustee, or director who received any document after May 1, 2013, that mentioned Eric Hoey and identify such document.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 9: Identify all documents in possession of PCUSA that mentions Eric Hoey after May 1, 2013.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that it seeks information which is protected by the attorney-client privilege and/or work product doctrine.

Additionally, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 10: Identify any PMA document that mentions Eric Hoey after May 1, 2013.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 11: Identify all internal PCUSA documents created after May 1, 2013, that mentioned Eric Hoey.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 12: Identify all internal PCUSA documents created May 1, 2013, that mentioned Roger Dermody, Philip Lotspeich, or Craig Williams.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 13: Identify all documents created after May 1, 2013, that PCUSA sent internally and/or externally that mentioned Eric Hoey and identify each person to whom the document was sent.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that it seeks information which is protected by the attorney-client privilege and/or work product doctrine.

Additionally, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 14: Identify all documents created after May 1, 2013, that PCUSA sent internally and/or externally that mentioned Roger Dermody, Philip Lotspeich, and Craig Williams and identify each person to whom the document was sent.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that it seeks information which is protected by the attorney-client privilege and/or work product doctrine.

Additionally, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 15: Identify each PCUSA employee, officer, trustee, or director who spoke or communicated with Leslie Scanlon regarding Eric Hoey after May 1, 2013.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 16: Identify each PCUSA employee, officer, trustee, or director who spoke or communicated with Linda Valentine regarding Eric Hoey after May 1, 2013.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 17: Identify each publication published under the control, authority, authorization of PCUSA indicating unethical conduct of Eric Hoey including the authorship of said publication.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Interrogatory on the grounds

that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

INTERROGATORY NO. 18: If PCUSA disciplined, sanctioned, or took adverse action against any person as a result of the creation or financial activities of matters identified involving Eric Hoey and any person named in these Interrogatories, identify the person, the employment action, and all documents relative to.

RESPONSE: The Church objects to this Interrogatory on the grounds that the phrase “adverse action against any person as a result of the creation or financial activities of matters identified involving Eric Hoey” is vague and ambiguous. Further, the Church objects to this Interrogatory on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

RESPONSES TO REQUESTS FOR PRODUCTION

REQUEST NO. 1: All documents identified in the responses to the accompanying set of Interrogatories.

RESPONSE: The Church objects to this Request on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Request on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

REQUEST NO. 2: Full and complete documentation and reports from Austin and Bird, LLP to PCUSA and/or PMA as regards its investigation from October, 2014 to present.

RESPONSE: The Church objects to this Request on the grounds that the phrase “full and complete documentation and reports” is vague and ambiguous. Further, the Church objects to this Request on the grounds that it is overly broad and burdensome. Moreover, the Church objects to this Request on the grounds that it seeks information which is protected by the attorney-client privilege and/or work product doctrine.

Additionally, the Church objects to this Request on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

REQUEST NO. 3: All documentation, reports from Butler Snow, LLP to PCUSA and/or PMA from May, 2014 to present as regards its investigation regarding the incorporation and funding of the California 501(c)(3) Non-Profit Corporation by PCUSA and/or its church growth staff.

RESPONSE: The Church objects to this Request on the grounds that it is overly broad and burdensome. Further, the Church objects to this Request on the grounds that it seeks information which is protected by the attorney-client privilege and/or work product doctrine.

Additionally, the Church objects to this Request on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

REQUEST NO. 4: All publications regarding Eric Hoey or mentioning Eric Hoey's name from May, 2013 to present by any entity under the control, direction, or authority of PCUSA.

RESPONSE: The Church objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome. Further, the Church objects to this Request on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

REQUEST NO. 5: All organizational charts for PCUSA.

RESPONSE: The Church objects to this Request on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

REQUEST NO. 6: All organizational charts for PMA.

RESPONSE: The Church objects to this Request on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

REQUEST NO. 7: All organizational charts and members of the Presbyterian Outlook.

RESPONSE: The Church objects to this Request on the grounds that Kentucky law shields the Church from the burdens of litigation—including discovery—until such time as the Court has ruled on its threshold ecclesiastical-abstention and ministerial-exception immunity defenses.

Respectfully submitted,




John O. Sheller
Steven T. Clark
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*Counsel for Defendant,
Presbyterian Church (U.S.A.)*

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via U.S. Mail, postage prepaid, on this the 12th day of October, 2015, upon:

R. Dale Warren
600 West Main Street, Suite 300
Louisville, KY 40202
Phone: (502) 589-6190
Fax: (502) 736-3195
dwarren@600mainlaw.com
Counsel for Plaintiff



*Counsel for Defendant, Presbyterian
Church (U.S.A.)*