

**THE PERMANENT JUDICIAL COMMISSION  
OF THE GENERAL ASSEMBLY  
OF THE PRESBYTERIAN CHURCH (U.S.A.)**

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Rev. Hyun Chan Bae, )  
Complainant/Appellant, )  
 )  
 )  
v. )  
 )  
Atlantic Korean-American Presbytery )  
Respondent/Appellee, )  
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**ORDER MODIFYING  
STAY OF ENFORCEMENT**

**Remedial Case 214-10**

This remedial case has come before this Commission on an objection and motion by Atlantic Korean-American Presbytery (AKAP) to lift a stay of enforcement granted on December 1, 2001, by five members of the General Assembly Permanent Judicial Commission to a November 3, 2001, order of the Synod Permanent Judicial Commission of the Mid-Atlantic (SPJC). After oral argument and briefing on the objection and motion, the full Commission hereby modifies the stay of enforcement. The following provisions of the SPJC's order shall be stayed:

1. that "the original charter of the Administrative Commission formed with regard to Rev. Bae is over-broad, and that any and all actions it has taken are null and void, including in particular its ruling that Rev. Bae has renounced membership in AKAP;"
2. that AKAP must "assist and co-operate fully in the transfer of Rev. Bae from membership in AKAP to membership in the Presbytery of the James;" and
3. that the Council of the Synod of the Mid-Atlantic must "stop all supplementary support payments to AKAP until such time as compliance with all [of the SPJC's November 3, 2001 order] has been satisfactorily demonstrated."

The stay of enforcement as to all other provisions of the November 3, 2001, order is hereby vacated and shall have no further force or effect. As a consequence of this Commission's Order, Bae is an active member of AKAP, and no impediment to the orderly transfer of his membership from AKAP to any requesting presbytery, including the Presbytery of the James, exists. As modified, the stay shall continue until this matter is heard or otherwise resolved.

The following members of the Commission were not present and took no part in the hearing or decision of this matter: Jesse Butler, Mildred Morales, and Daniel Saperstein.

Dated the 14<sup>th</sup> day of April, 2002.