

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

Session, Crerar Memorial Presbyterian Church,)	
Complainant/Appellant,)	
v.)	ORDER OF DISMISSAL
Presbytery of Chicago,)	Remedial Case 216-2
Respondent/Appellee.)	

History

This remedial case came before this Commission on an appeal filed by the complainant, Session of Crerar Memorial Presbyterian Church (Church) in the Presbytery of Chicago and Synod of Lincoln Trails, against a decision of the Permanent Judicial Commission of the Synod of Lincoln Trails (SPJC) dated January 24, 2003.

This case arose when a petition signed by unhappy members of Complainant church (Ad Hoc Group) was sent to the Committee on Ministry of the Presbytery requesting intervention by the Presbytery of Chicago (Presbytery) in the governance of the church. The Committee on Ministry requested that the Presbytery form an administrative commission under G-9.0502 to investigate the complaints. At its stated meeting on April 21, 2001, Presbytery approved the formation of an administrative commission, which was subsequently appointed. The administrative commission was directed to work with the pastor, session, and congregation to resolve the alleged difficulties.

The final report and recommendations of the administrative commission were presented to Presbytery at its stated meeting on April 9, 2002. The receipt of the report, with its recommendations, led to the initiation of the remedial complaint filed by the session of the church with the presbytery.

The SPJC met on January 24, 2003, to hear the case. It affirmed Presbytery's decision to approve the report of the administrative commission. The session appealed that decision to this Commission.

The Commission approved the Preliminary Order of the Executive Committee that the General Assembly Permanent Judicial Commission has jurisdiction, that the complainant has standing to file the appeal, that the appeal papers were properly and timely filed, and that the appeal states one or more of the grounds for appeal set forth in D-8.0105 on July 11, 2003.

The Complainant now requests that this Commission approve the withdrawal of the appeal on the basis that the session and the Presbytery have arrived at an agreement to resolve the issues.

Order

This Commission orders that the request of the session of Crerar Memorial Presbyterian Church for withdrawal of the appeal is approved with the understanding that the General Assembly Permanent Judicial Commission takes no position on the substance of the settlement document.

The following members of the Commission were not present and took no part in this Order: Fred Denson, John Dudley, Leon Fanniel, June Lorenzo, and Christopher Yim. Janet Wilson was recused from participating in this matter.

Dated the 12th day of October, 2003.

Certificate

We certify that the foregoing is a full and correct copy of the Decision and Order of the Permanent Judicial Commission of the General Assembly of the Presbyterian Church (U.S.A.) in Remedial Case 216-2, Session, Crerar Memorial Presbyterian Church v. Presbytery of Chicago made and announced at Louisville, KY, on October 13, 2003.

Jane E. Fahey, Moderator
Permanent Judicial Commission of the General Assembly

Ernest E. Cutting, Clerk
Permanent Judicial Commission of the General Assembly

I certify that I did transmit a certified copy of the foregoing to the following persons by UPS Next Day Air, directing C. Laurie Griffith to deposit it in the mail at Louisville, KY, on October 13, 2003.

John F. Warner, Appellant
Paul H. Rutgers, Counsel - Appellee
Steve Mullin, Stated Clerk, Synod of Lincoln Trails
Janet Wilson, Stated Clerk, Presbytery of Chicago
General Assembly Permanent Judicial Commission

I further certify that I did transmit a certified copy of the foregoing to the Stated Clerk of the General Assembly of the Presbyterian Church (U.S.A.) by delivering it in person to C. Laurie Griffith on October 13, 2003.

Ernest E. Cutting, Clerk
Permanent Judicial Commission of the General Assembly

I certify that I received a certified copy of the foregoing, that it is a full and final correct copy of the decision of the Permanent Judicial Commission of the General Assembly of the Presbyterian Church (U.S.A.), sitting during an interval between meetings of the General Assembly at Louisville, KY, on October 12, 2003, in Remedial Case 216-2, Session, Crerar Memorial Presbyterian Church v. Presbytery of Chicago, and that it is the final judgment of the General Assembly of the Presbyterian Church (U.S.A.) in the case.

Dated at Louisville, KY, on October 13, 2003.

C. Laurie Griffith
Manager of Judicial Process and Social Witness