

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

Session of Caledonia Presbyterian Church,)
Appellant (Complainant),)
)
v.)
)
Presbytery of John Knox,)

Appellee (Respondent).)

CONSENT ORDER

Remedial Case 219-15

This remedial case came before this Commission on an appeal filed by Appellant, Session of Caledonia Presbyterian Church, from a Decision of the Permanent Judicial Commission of the Synod of Lakes and Prairies on September 11, 2009.

Appellant and Appellee having agreed to dismissal of the current action upon their mutual stipulation to certain facts and conditions,

IT IS THEREFORE ORDERED that the following agreement of the Parties is made the Consent Order of this Commission:

1. This case shall be and hereby is dismissed, and the decision of the Permanent Judicial Commission of the Synod of Lakes and Prairies dated September 11, 2009, here on appeal, shall be and hereby is vacated, all without prejudice to the rights of either party.
2. The Stay of Enforcement issued herein on October 29, 2009, shall be and hereby is dissolved.
3. Action taken by Respondent-Appellee to date with respect to the candidacy of Mr. Scott Anderson does not constitute approval of any departure from church standards that he might declare in examination for ordination at any time in the future. Insofar as Mr. Anderson may declare one or more departures from church standards during examination, either on his own initiative or in response to questions posed during examination, Appellee will expressly record the substance of those declarations and actions taken with respect thereto.
4. Appellee will conduct any ordination examination of Mr. Anderson at a regularly called meeting in which the examination is duly docketed and noticed in advance to its members and church contact persons, as is customary, or will provide written notice to its members and church contact persons not less than twenty-one (21) days prior to any meeting that is specially called for the purpose of such examination. In either case, Appellee will include with such notice a copy of all written statements, reports and other documents to be submitted by it, any of its committees, and/or Mr. Anderson, to its members and church contact persons in connection with that examination.
5. Appellee will provide an opportunity for a full and complete examination of Mr. Anderson, consistent with the procedures set forth by the Permanent Judicial Commission of the General Assembly in Remedial Case 219-11, *Naegeli v. Presbytery of San Francisco* (November 2, 2009).

6. Appellee, through its Stated Clerk or her designee, will ensure that it is prepared to make a verbatim recording of the examination of Mr. Anderson and any debate thereon. If the will of the body at the meeting in which the examination is held is to make such a recording, Appellee will ensure that that recording is preserved for inclusion in the record to be filed in connection with any judicial review of that examination and debate. Appellee's Committee of Counsel will not oppose the making of such a recording in this case.
7. If Appellee approves Mr. Anderson for ordination, it will not proceed to ordain Mr. Anderson until not less than forty-five (45) days have elapsed from the date of such approval, to provide the Appellant and any other proper parties an opportunity to file a remedial case in accordance with the spirit of the decision of the Permanent Judicial Commission of the General Assembly in Remedial Case 215-5, *McKittrick v. West End Presbyterian Church* (March 3, 2003).

IT IS FURTHER ORDERED that the Clerk of Session of Caledonia Presbyterian Church report this Consent Order to the Session at its first meeting after receipt, that the Session enter the full Consent Order upon its minutes, and that an excerpt from those minutes showing entry of the Consent Order be sent to the Stated Clerk of John Knox Presbytery.

IT IS FURTHER ORDERED that the Stated Clerk of John Knox Presbytery report this Consent Order to the members and elder-commissioners of John Knox Presbytery at its first meeting after receipt, that John Knox Presbytery enter the full Consent Order upon its minutes, and that an excerpt from those minutes showing entry of the Consent Order be sent to the Stated Clerk of the Synod of Lakes and Prairies.

Dated the 28th day of February, 2010.

Gregory A. Goodwiller, Clerk
Permanent Judicial Commission of the General Assembly