

IN THE COURT OF COMMON PLEAS
SUMMIT COUNTY, OHIO

HUDSON PRESBYTERIAN CHURCH
201 West Streetsboro Street
Hudson, Ohio 44236

CASE NO. 2006 09 6162

JUDGE ASSIGNED TO JUDGE SPICER

Plaintiff

vs.

EASTMINSTER PRESBYTERY
P.O. Box 316
3833 Main Street
Mineral Ridge, Ohio 44440

TEMPORARY RESTRAINING ORDER

Defendant

WHEREFORE, upon due consideration, after the presentation of evidence in accordance with Civil Rule 65, this Court hereby orders and enjoins Eastminster Presbytery and its employees, agents, or other persons acting in concert with them (hereinafter "Eastminster Presbytery"), as follows:

1. Eastminster Presbytery is enjoined from conducting or purporting to conduct any civil business matters on behalf of Hudson Presbyterian Church.
2. Eastminster Presbytery is enjoined from interfering in any way with Hudson Presbyterian Session's right to conduct business matters on behalf of Hudson Presbyterian Church.
3. Eastminster Presbytery is enjoined from interfering in any way with the congregational meeting of the Hudson Presbyterian Church, called for October 8, 2006.
4. Eastminster Presbytery is enjoined from entering upon the lands and property of Hudson Presbyterian Church in any manner which might be disruptive of Hudson Presbyterian Church's operations. This Order does not prohibit Eastminster Presbytery or its representatives from entering upon the lands of Hudson Presbyterian church to engage in worship, or to meet in consultation with the Session of Hudson Presbyterian Church, and shall not preclude Eastminster Presbytery from entering upon the lands of Hudson Presbyterian Church at the invitation of

Session to participate in informational meetings directed by Hudson Presbyterian Church's Session.

5. Eastminster Presbytery is enjoined from establishing or attempting to establish an administrative commission to replace Hudson Presbyterian Church's duly elected Session.

6. Eastminster Presbytery is enjoined from affirmatively contacting the members of Hudson Presbyterian Church for purposes of trying to establish an organized opposition to the conduct of business by Hudson Presbyterian Church's duly elected Session, or otherwise seeking to establish, foment, or create division or schism or dissension within Hudson Presbyterian Church prior to Hudson Presbyterian Church's duly called Congregational Meeting on October 8, 2006. Nothing herein shall prohibit Eastminster Presbytery from responding to inquiries initiated by individual members, nor shall it in any way inhibit Eastminster Presbytery from conducting its regular business matters which may involve members of Hudson Presbyterian Church for any matter not related to the current recommendation of Session to disaffiliate with the PC(USA).

7. Eastminster Presbytery is enjoined from taking any action which would change, or which would attempt or purport to change, the control of Hudson Presbyterian Church as a legal entity, which control is currently vested in the duly elected Session of HPC, which Session serves as its Board of Trustees, and which Session members are: Chris Case, Vince Duff, Marty Erbaugh, Kristen Evans, Dave Harman, George Harris, Alex Joseph, Mary Korff, Marty Leitholf, Kelly Mamajek, Steve Pruett, Vera Rastetter, Tim Slager, and Terry Stimeling.

8. Eastminster Presbytery is enjoined from taking any action which would change the pastoral relationship between Hudson Presbyterian Church and its Pastor, Reverend D. Wayne Bogue. It is understood that the relationship between Reverend Bogue and Eastminster Presbytery will be addressed separately.

9. Eastminster Presbytery is enjoined from interfering with any and all employment contracts or other contracts or other outstanding obligations of Hudson Presbyterian Church.

10. Eastminster Presbytery is restrained from filing any documents against the mortgage or title of Hudson Presbyterian Church, asserting or claiming title to any real or personal property of Hudson Presbyterian Church, or asserting a trust interest in the property of Hudson Presbyterian Church, or otherwise taking actions which would have the effect of placing a cloud on the title of any of Hudson Presbyterian Church's real or personal property.

11. Eastminster Presbytery is enjoined from initiating any disciplinary action against the ministers or ordained members of Hudson Presbyterian Church, or otherwise interfering with the normal duties and responsibilities of the ministers and employees of Hudson Presbyterian Church.

12. No bond shall be required of Hudson Presbyterian Church, such bond being expressly waived.

This Order is being granted without notice or hearing to temporarily preclude Eastminster Presbytery from appointing an administrative commission and seeking to exercise original jurisdiction replacing the authority of ordained clergy and/or Session, the Board of Trustees of Hudson Presbyterian Church, prior to a determination by this Court of the rights and responsibilities of the respective parties.

IT IS SO ORDERED.