

**IN THE MATTER OF
THE EPISCOPAL CHURCH v. THE RT. REV. WILLIAM H. LOVE**

**JOINT STIPULATION
OF
NON-DISPUTED MATERIAL FACTS**

The parties have agreed to pursue resolution of this matter at this juncture through the procedure of a Motion for Summary Judgment of The Episcopal Church (Motion). The Motion is premised upon the belief, shared by counsel to both parties, that there are no genuine disputes concerning the facts material to the Motion. The purpose of this Joint Stipulation is to evidence the agreement of parties, acting through their respective counsel, that neither of the parties disputes the material facts set forth in this Joint Stipulation.

Stipulation of Non-Disputed Material Facts

The Church and the Respondent stipulate to the following facts and also stipulate to the authenticity of each document attached as an Exhibit to this Joint Stipulation:

1. Declaration of Conformity. At the time of his ordination and consecration as bishop, the Respondent subscribed and made the following declaration in accordance with Article VIII of the Constitution: “I do believe the Holy Scriptures of the Old and New Testaments to be the Word of God, and to contain all things necessary to salvation; and I do solemnly engage to conform to the doctrine, discipline, and worship of the Episcopal Church.”

2. Resolution B012. The 79th General Convention of The Episcopal Church duly adopted Resolution B012 in the form and containing the text of the document attached as Exhibit A to this Joint Stipulation.
3. Pastoral Letter and Directive. On November 10, 2018, the Respondent issued a “Pastoral Letter and Pastoral Directive” in the form and containing the text of the document attached as Exhibit B to this Joint Stipulation.
4. Excerpts from Email Correspondence to/from the Respondent. On September 8, 2019, the Respondent sent the letter included in Exhibit C to this Joint Stipulation to Mr. J.P. Causey, Jr., the Title IV Investigator in conjunction with this proceeding. The quotations of excerpts of an email on from the Rev. Mary Robinson White, then serving as the rector of St. Andrew’s Episcopal Church, Albany to the Respondent on July 14, 2018, and the response to the Rev. Mary Robinson White from the Respondent later that day, are true, accurate and correct and include all material portions of each of those communications.
5. Canons of the Diocese of Albany. During the period of time beginning on the First Sunday of Advent, 2015 through and including the date of this Joint Stipulation, the Canons of the Diocese of Albany have included Canon 16.1, Celebration or Blessing of Marriages by Clergy, and Canon 16.2, Marriages on Church Property, consisting of the following text:

CANON XVI – MARRIAGE

16.1 – Celebration or Blessing of Marriages by Clergy

Members of the Clergy Resident in or Licensed to Serve in this Diocese shall neither officiate at, nor facilitate, nor participate in, any service, whether public or private, for the Celebration or Blessing of a Marriage or any other union except between one man and one woman. Unions other than those of one man and one woman in Holy Matrimony, even if they be recognized in other jurisdictions, shall be neither recognized nor blessed in this Diocese.

16.2 – Marriages on Church Property

Properties owned, controlled, managed, or operated by this Diocese, or any Parish of the Diocese, or any legal entity established by the Diocese or a parish of the Diocese, shall not be the site for any service, public or private, for the Celebration or Blessing of a Marriage or any other union except those between one man and one woman.

Respectfully submitted,

/s/ **Paule Cooney**

Paul E. Cooney
Church Attorney
8 Rice Court
Rockville, MD 20850

pecooney@gmail.com
202-288-4417

/s/ **William E. Strickland**

The Rev. William Strickland
Attorney for the Respondent
208 Angora Way
Summerville, SC 29485

Chipstrickland11@gmail.com
518-588-6919

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Copy to:

The Rt. Rev. W. Nicholas Knisely
Office of the Bishop
275 North Main Street
Providence, RI 02903
Nicholas@episcopalri.org

Ms. Diane E. Sammons
Diane E. Sammons
Nagel Rice LLP
103 Eisenhower Parkway
Roseland, NJ 07068
dsammons@nagelrice.com

List of Exhibits

<u>Exhibit</u>	<u>Description</u>
A	Resolution B012 (adopted by the 79 th General Convention in 2018)
B	Pastoral Letter and Pastoral Directive issued by the Respondent on November 10, 2018
C	Email correspondence affirming the continued applicability of the Albany Marriage Canons, dated July 14, 2018