

**PRESBYTERY OF THE TWIN CITIES AREA
NOVEMBER 10, 2009**

REPORT OF STATED CLERK

The Administrative Commission, appointed to ordain David Berge to the office of Minister of Word and sacrament, completed their task on October 18, 2009. The commission members are: Ministers Kristen DiNardo; Peter Della Santina; Matt Johnson; Elders Marsha Babcock, Oak Grove Presbyterian Church, Bloomington; Cathy Broady, Aldrich Avenue Presbyterian Church. The constitutional questions were asked by Vice Moderator Elder Vince Gin. I move the commission be dismissed with thanks. David Berge has been transferred to the Presbytery of Santa Barbara.

An allegation has been filed with this office against a minister member of the Presbytery alleging an offense. An Investigating Committee has been appointed, by rule of the Presbytery, and has been trained to begin its work.

On November 3, 2009, I received, by UPS Next Day Air, a Decision and Order, in Remedial case 219-08, David Bierschwale, David Lenz, and Carol Shanholtzer, Appellants, v. Presbytery of The Twin Cities Area, Appellee, decided by the Permanent Judicial Commission of the General Assembly, Presbyterian Church (U.S.A.). This case originated as a result of the decision of the Presbytery, in January, 2008, to restore Paul Capetz to the ordained office of Ministry of Word and Sacrament. The final appeal to the GAPJC was a result of the decision of Synod Permanent Judicial Commission on May 11, 2009, which upheld the decision of the Presbytery. However, at that trial, the SPJC excluded the public from attendance. That decision became Specification of Error No. 1, at the GAPJC trial, held on Friday, October 30, 2009 in Indianapolis, IN. That specification was sustained by the GAPJC; the SPJC was found to be in error.

There were six additional specifications of error in the appeal from the appellants, and none were sustained. The decision of the SPJC is affirmed. The GAPJC found in favor of the Presbytery and the decision to restore Paul Capetz is finally upheld. This case is now closed and the papers and records are filed. The Decision and Order will be spread upon the minutes of this meeting of Presbytery, and an excerpt of those minutes containing this report will be transmitted to the Stated Clerk of the General Assembly, as directed in the Order.

The following is for your information. As the body that has elected all of the officers and committee personnel, you should know that the following resignations have been received by this office and forwarded to the Nominating Committee since last May:

CHURCH DEVELOPMENT TEAM

5/11=3 Linda Gillon Post, minister, Member-at-Large

5/10=2 Medhat Yowkem, minister, Member-at-Large

COMMITTEE ON REPRESENTATION

5/11=2 Katie Whipple, member, Coon Rapids, Church of the Master

5/10=2 Stephen Muhia, minister, Member-at-Large

MISSION & WITNESS COMMITTEE

5/10=1 Sarah Woods Rosales, Minneapolis, Familia de Fe

PERSONNEL COMMITTEE

5/10=2 Dennis Benson, elder, Hudson, First

SELF DEVELOPMENT OF PEOPLE COMMITTEE

12/10=6 Joshua Heikkila, minister, St. Paul, The House of Hope