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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

THE PRESBYTERY OF SEATTLE, a
Washington nonprofit corporation; THE
FIRST PRESBYTERIAN CHURCH OF
SEATTLE, a Washington nonprofit
corporation; ROBERT WALLACE, President
of The First Presbyterian Church of Seattle, a
Washington nonprofit corporation; and
WILLIAM LONGBRAKE, on behalf of
himself and similarly situated members of
First Presbyterian Church of Seattle,

Plaintiffs,

v.

JEFF SCHULZ and ELLEN SCHULZ, as
individuals and as the marital community
comprised thereof; and LIZ CEDERGREEN,
DAVID MARTIN, LINDSEY McDOWELL,
GEORGE NORRIS, NATHAN ORONA, and
KATHRYN OSTROM, as trustees of The
First Presbyterian Church of Seattle, a
Washington nonprofit corporation,

Defendants.

JEFF SCHULZ and ELLEN SCHULZ, as
individuals and as the marital community
comprised thereof; and LIZ CEDERGREEN,
DAVID MARTIN, LINDSEY McDOWELL,
GEORGE NORRIS, NATHAN ORONA, and
KATHRYN OSTROM, as trustees of The

No. 16-2-03515-9 SEA

ORDER DENYING MOTION FOR
RECONSIDERATION BY
DEFENDANTS JEFF SCHULZ,
ELLEN SCHULZ, LIZ
CEDERGREEN, DAVID MARTIN,
LINDSAY MCDOWELL, NATHAN
ORONA, AND KATHRYN
OSTROM

~~PROPOSED~~  

1 First Presbyterian Church of Seattle, a
2 Washington nonprofit corporation,

3 Third-Party Plaintiffs and
4 Counterclaimants,

5 v.

6 THE PRESBYTERY OF SEATTLE, a
7 Washington nonprofit corporation; SCOTT
8 LUMSDEN, Executive Presbyter of the
9 Presbytery of Seattle, an individual; and THE
10 FIRST PRESBYTERIAN CHURCH OF
11 SEATTLE, a Washington nonprofit
12 corporation, as recognized by the State of
13 Washington under Washington's Nonprofit
14 Corporations Act, by and through the
15 corporation's duly elected Board of Trustees,

16 Counterclaim Defendant and
17 Third-Party Defendants.

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18 Cross-Claimant and Third-
19 Party Plaintiff,

20 v.

21 THE PRESBYTERY OF SEATTLE, a
22 Washington nonprofit corporation; ROBERT
23 WALLACE, an individual; WILLIAM
24 LONGBRAKE, an individual; and
25 PRESBYTERIAN CHURCH (U.S.A.), A
26 Corporation, a Pennsylvania nonprofit
27 corporation,

28 Cross-Claim Defendants and
29 Third-Party Defendants.

1 This matter came before the Court on the Motion for Reconsideration (the “motion”)
2 by defendants Jeff Schulz, Ellen Schulz, Liz Cedergreen, David Martin, Lindsay McDowell,
3 Nathan Orona, and Kathryn Ostrom (“defendants”). The motion requested reconsideration of
4 the following orders entered on May 27, 2016:

- 5 1. Order Denying Defendants’ CR 56(f) Motion for Continuance;
- 6 2. Order Granting Plaintiffs’ Motion for Partial Summary Judgment; Declaratory
7 Judgment; and
- 8 3. Findings of Fact, Conclusions of Law, and Order Denying Motion for Preliminary
9 Injunction.

10 The Court entered an order on June 20, 2016, denying the motion insofar as it sought
11 reconsideration of the Court’s Order Denying Defendants’ CR 56(f) Motion for Continuance.
12 The Court requested a response from plaintiffs Presbytery of Seattle, First Presbyterian
13 Church of Seattle, William Longbrake, and Robert Wallace (“plaintiffs”) on “whether it is
14 factually at issue that the Presbyterian Church (U.S.A) is a hierarchical church.” The Court
15 reserved any ruling on the request for reconsideration of the order denying a preliminary
16 injunction.

17 The Court has considered the motion, plaintiffs’ response, and defendants’ reply, if
18 any. The Court has also reviewed the documents identified in its Order Granting Summary
19 Judgment; Declaratory Judgment.

20 Based upon the foregoing, the Court DENIES the motion insofar as it seeks
21 reconsideration of the Order Granting Summary Judgment; Declaratory Judgment. The
22 Court also denies reconsideration of its Findings of Fact, Conclusions of Law, and Order
23 Denying Motion for Preliminary Injunction. The motion for reconsideration is therefore
24 DENIED in all respects.
25
26

1
2 SO ORDERED this 30th day of June, 2016.

3
4 

5 Mary E. Roberts
KING COUNTY SUPERIOR COURT JUDGE

6 Presented by:

7 K&L GATES LLP

8
9 By _____

10 Robert B. Mitchell, WSBA #10874
11 Peter A. Talevich, WSBA #42644
Attorneys for Plaintiffs

12 MILLS MEYERS SWARTLING

13
14 By _____

15 David D. Swartling, WSBA #6972
Attorneys for Plaintiffs