

THE EPISCOPAL CHURCH, et al.	§	IN THE DISTRICT COURT
v.	§	TARRANT COUNTY, TEXAS
FRANKLIN SALAZAR, et al.	§	141 ST JUDICIAL DISTRICT

**ORDER SETTING SUPERSEDEAS BOND
AND GRANTING TEMPORARY INJUNCTIVE RELIEF**

On the 19th day of May, 2011, came on to be heard Defendants' Motion to Set Supersedeas and came counsel for Defendants and Plaintiffs who announced ready for the hearing. At the conclusion of the evidentiary portion of the hearing, the Court recessed the proceedings to provide counsel for all parties an opportunity to attempt to reach agreement on the terms of an Order. The parties have reached an agreement on the following Order to supersede this Court's judgment dated February 8, 2011, pending the appeal of that judgment.

IT IS, THEREFORE, ORDERED that the supersedeas bond to suspend enforcement of the Court's judgment of February 8, 2011, is set at \$0.00.

IT IS FURTHER ORDERED that pending the appeal of the Court's judgment of February 8, 2011, that Defendants:

- a. **SHALL NOT** use, transfer, dissipate, encumber, convey, destroy, conceal, or dispose of any property made the subject of this lawsuit other than in the normal course of business or in accordance with the terms of this Order;
- b. **SHALL** keep the property made the subject of this lawsuit fully insured and maintain in force and good standing property and casualty insurance at least at the coverage levels effective in 2010 to be confirmed by providing Plaintiffs with current coverage documentation within 15 days of the date of this order and within 15 days after future receipt hereafter;

- c. **SHALL** keep any property made the subject of this lawsuit in good repair, normal wear and tear excepted, and keep current all indebtedness secured by any property made the subject of this lawsuit, which shall be verified by affidavit signed by the Secretary of The Corporation of The Episcopal Diocese of Fort Worth every six months from the date of this order;
- d. **SHALL** provide to Plaintiffs, through their counsel, the monthly financial statements prepared for the Finance Committee and the Executive Council of Defendant The Episcopal Diocese of Fort Worth, along with a monthly financial statement prepared for the Board of Directors of Camp Crucis, and each annual independent audit report promptly after each is received by Defendants from the auditors;
- e. **SHALL NOT** increase the balance of indebtedness on the \$3.5 million line of credit from Jude Funding, Inc., or on any other debt secured by property made the subject of this lawsuit, or incur any indebtedness outside the ordinary course of business without first obtaining leave of Court; provided, however, that this prohibition does not include paying reasonable and necessary attorneys' fees and costs of the litigation or making payments to continue the ministry in the normal course of ministry as it was occurring prior to November 15, 2008;
- f. **SHALL** jointly with Plaintiffs instruct all trustees of trusts, foundations, and other entities that are holding Subject Property not to make further distributions without prior consent of both Plaintiffs and Defendants or by leave of Court; and
- g. **SHALL** notify the Court and Plaintiffs immediately of any significant change in Defendants' circumstances.

Any party may come before the Court to seek modification of any provision of this order as provided for in Rule 24, Texas Rules of Civil Procedure.

SIGNED this _____ day of July, 2011.

Judge Presiding