

STATE OF SOUTH CAROLINA)
)
COUNTY OF DORCHESTER)
)
The Protestant Episcopal Church In The)
Diocese Of South Carolina; The Trustees of)
The Protestant Episcopal Church in South)
Carolina, a South Carolina Corporate Body;)
et al.,)

PLAINTIFFS,)

v.)

The Episcopal Church (a/k/a, The)
Protestant Episcopal Church in the)
United States of America); The Episcopal)
Church in South Carolina)

DEFENDANTS.)
_____)

IN THE COURT OF COMMON PLEAS
FOR THE FIRST JUDICIAL CIRCUIT

Case No. 2013-CP-18-00013

AFFIDAVIT OF C. ALAN RUNYAN

Personally appeared before me, C. Alan Runyan, who being duly sworn, deposes and says:

1. I have been a member of the South Carolina bar since November 1976.
2. I am legal counsel for the Protestant Episcopal Church in the Diocese of South Carolina ("Diocese") and the Trustees of the Protestant Episcopal Church in South Carolina, A South Carolina Corporate Body ("Trustees").
3. This Affidavit has been prepared because the Defendant, the Episcopal Church in South Carolina ("ECSC") requested (Request 11) production of "all correspondence and other communications, including emails, prior to November 17, 2012 between Bishop Mark J. Lawrence and C. Alan Runyan referring, relating to, concerning or discussing the relationship between the Diocese of South Carolina and the Episcopal Church."
4. My first contact with the Diocese as a prospective client was on October 15, 2009.

I was employed as counsel for the Diocese on November 17, 2009 to render legal counsel and advice with respect to potential litigation with the Defendant, The Episcopal Church. Between October 2009 and the present, I functioned in that capacity in my communications with the Diocese and the Trustees.

5. Communications have been principally with the Officers and Directors of the Diocese and the Trustees including the Bishop's Council of Advice. These communications with the Diocese have included attendance at meetings, emails, phone calls and letters.

6. The members of the Council of Advice from 2009 to present have included Mark J. Lawrence, Jim Lewis, the President of the Diocese Board of Directors (variously, Jeff Miller, Paul Fuener, Greg Snyder), Al Zadig, Wade Logan, Kendall Harmon and myself as legal counsel.

7. The members of the Diocese Board of Directors have included the following by year of their Board membership:

<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>	<u>2013</u>
Rev. Jeff Miller Rev. Jennie Olbrych Dr. William Clarkson Mr. Johnnie Corbett Rev. Anthony Kowbeldu Rev. Shay Gaillard Mr. Drak Drakeford Mrs. Lydia Evans Rev. Patrick Allen Rev. David Thurlow Mrs. Anne Dennis Mrs. Frenchie Richards Mr. Wade Logan, ex officio Rt. Rev. Mark J. Lawrence, ex officio	Rev. Jeff Miller Rev. Jennie Olbrych Dr. William Clarkson Mr. Johnnie Corbett Rev. Anthony Kowbeldu Rev. Shay Gaillard Mr. Drak Drakeford Mrs. Lydia Evans Rev. Patrick Allen Rev. David Thurlow Mrs. Anne Dennis Mrs. Frenchie Richards Mr. Wade Logan, ex officio Rt. Rev. Mark J. Lawrence, ex officio	Rev. Jeff Miller Rev. Shay Gaillard Mr. Drak Drakeford Mrs. Lydia Evans Rev. Patrick Allen Rev. David Thurlow Mrs. Anne Dennis Mrs. Frenchie Richards Rev. Dow Sanderson Rev. Paul Fuener Mr. Reid Boylston Mrs. Ann Hester-Willis Mr. Wade Logan, ex officio Rt. Rev. Mark J. Lawrence, ex officio	Rev. Paul Fuener Mrs. Anne Dennis Mrs. Frenchie Richards Rev. David Thurlow Rev. Cn. Jim Lewis Mr. Reid Boylston Mrs. Ann Hester-Willis Rev. Dr. Greg Snyder Very Rev. Ed Kelaher Mrs. Suzanne Schwank Mr. Ed Mitman Mr. Wade Logan, ex officio Rt. Rev. Mark J. Lawrence, ex officio	Very Rev. John Barr Mr. Reid Boylston Mrs. Ann Hester Willis Rev. Dr. Greg Snyder Rev. Andrew O'Dell Mr. Edward Mitman Mrs. Suzanne Schwank Rev. Tripp Jeffords Very Rev. Paul Fuener Very Rev. John Barr The Rv. Ken Weldon Mr. William Lyles Mrs. Elizabeth Pennewill Mr. Wade Logan, ex officio Rt. Rev. Mark J. Lawrence, ex officio

7. The members of the Board of Trustees have included the following by year of

their Board membership:

<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>	<u>2013</u>
Mr. Weston Patterson Mr. Steve Brunson Rev. Marshall Huey Mrs. Elizabeth Hagood Rev. Mark Riggs Mr. Andy Anderson Mr. Glynn Watson Mr. John Jordan Rt. Rev. Mark J. Lawrence, ex officio	Mr. Weston Patterson Mr. Steve Brunson Rev. Marshall Huey Mrs. Elizabeth Hagood Rev. Mark Riggs Mr. Andy Anderson Mr. Glynn Watson Mr. John Jordan Very Rev. Craig Borrett Rt. Rev. Mark J. Lawrence, ex officio	Rev. Marshall Huey Mrs. Elizabeth Hagood Rev. Mark Riggs Mr. Andy Anderson Mr. Glynn Watson Mr. John Jordan Mr. Robert Kunes Very Rev. Craig Borrett Rt. Rev. Mark J. Lawrence, ex officio	Mr. Andy Anderson Mr. Glynn Watson Mr. John Jordan Mr. Robert Kunes Very Rev. Craig Borrett Rev. Jeffrey Miller Rev. Robert Horn Rt. Rev. Mark J. Lawrence, ex officio	Mr. Ivan V. Anderson Very Rev. Craig Borrett Mr. R. Edward L. Holt, III Rev. J. Robert Horn Mr. Robert L. Kilgo, Jr. Mr. Robert M. Kunes Rt. Rev. Mark J. Lawrence Mr. Wade H. Logan Rev. J. Haden McCormick Mr. Harry Oxner Mr. J. Glynn Watson Rt. Rev. Mark J. Lawrence, ex officio

8. During each of the communications with the Diocese and the Trustees covering the matters for which I had been hired, I provided legal advice and counsel to my clients through their representatives and/or expressed my legal opinions and mental impressions.

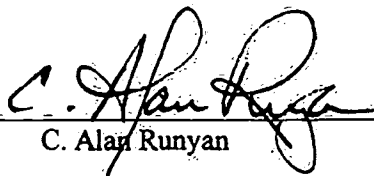
9. My associate, Andrew S. Platte, and I personally reviewed the documents falling within the scope of the Defendant's ECSC request and have prepared a log, pursuant to the requirements of Rule 26(b)(5)(a) SCRCP of those requested documents which we believe are covered by the attorney-client privilege and/or the work product privilege. This log was first produced when the requested documents were produced on August 15, 2013.

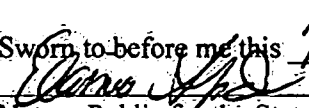
10. It has since been revised to reflect the removal from the log of documents that are not believed to be privileged (which were produced), documents which contain privileged information in part which have been produced in redacted form, and documents that do not fall within the scope of this request.

11. The revised log is attached. It was served on counsel for the Defendant, ECSC by email on September 25, 2013. I am informed and believe that the documents on the attached log are protected from production under those privileges.

FURTHER, THE AFFIANT SAYETH NOT.

October 7, 2013


C. Alan Runyan

Sworn to before me this 7th day of October, 2013

Notary Public for the State of South Carolina
My Commission expires: 12/28/2016

