

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas
Edgar W. Dickson, Circuit Court Judge

Appellate Case No. 2020-000986

RECEIVED

Apr 26 2021

S.C. SUPREME COURT

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; All Saints Protestant Episcopal Church, Inc.; Christ St. Paul's Episcopal Church; Church of The Cross, Inc. and Church of the Cross Declaration of Trust; Church of The Holy Comforter; Church of the Redeemer; Holy Trinity Episcopal Church; Saint Luke's Church, Hilton Head; St. Bartholomew's Episcopal Church; St. David's Church; St. James' Church, James Island, S.C.; St. Paul's Episcopal Church of Bennettsville, Inc.; The Church of St. Luke and St. Paul, Radcliffeboro; The Church of Our Saviour of the Diocese of South Carolina; The Church of the Epiphany (Episcopal); The Church of the Good Shepherd, Charleston, S.C.; The Church of The Holy Cross; The Church of The Resurrection, Surfside; The Protestant Episcopal Church of The Parish of Saint Philip, in Charleston, in the State of South Carolina; The Protestant Episcopal Church, The Parish of Saint Michael, in Charleston, in the State of South Carolina and St. Michael's Church Declaration of Trust; The Vestry and Church Wardens of St. Jude's Church of Walterboro; The Vestry and Church Wardens of The Church of The Parish of St. Helena and The Parish Church of St. Helena Trust; The Vestry and Church Wardens of The Parish of St. Matthew; The Vestry and Wardens of St. Paul's Church, Summerville; Trinity Church of Myrtle Beach; Trinity Episcopal Church; Trinity Episcopal Church, Pinopolis; Vestry and Church Wardens of the Episcopal Church of The Parish of Christ Church; Vestry and Church Wardens of The Episcopal Church of the Parish of St. John's, Charleston County; and The Vestries and Churchwardens of The Parish of St. Andrews

..... Respondents,

v.

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

..... Appellants.

PROOF OF SERVICE

The undersigned certifies that this day he served a copy of the REPLY BRIEF OF APPELLANTS via electronic mail addressed to counsel of record:

Francis M. Mack, Esq.
656 Fort Motte Road
Saint Matthews, SC 29135
fmmack@windstream.net
Attorney for Vestry/Wardens – Episcopal Church/St. Matthews Parish

C. Pierce Campbell, Esq.
TURNER, PADGET, GRAHAM & LANEY
319 South Irby Street, P.O. Box 5478
Florence, SC 29501
pcampbell@turnerpadget.com
Attorneys for All Saints Protestant Episcopal Church, Inc, St. Bartholomews Episcopal Church, Church of the Holy Cross

Allan P. Sloan, III, Esq.
PIERCE, SLOAN, WILSON, KENNEDY & EARLY, LLC
321 East Bay Street; P.O. Box 22437
Charleston, SC 29413
chipsloan@piercesloan.com
Attorneys for Vestry/Wardens/Epis. Church/Parish of Christ

Thomas C. Davis, Esq.
HARVEY & BATTEY, PA
1001 Craven Street
Beaufort, SC 29901
tdavis@harveyandbattey.com
Attorneys for Christ St. Paul's Episcopal Church

C. Alan Runyan, Esq.
Andrew S. Platte, Esq.
RUNYAN & PLATTE, LLC
2015 Boundary Street, Suite 239
Beaufort, SC 29902
arunyan@runyanplatte.com; aplatte@runyanplatte.com
Attorneys for Protestant Episcopal Church In The Diocese Of South Carolina, Church Of The Cross, Inc. and Church Of The Cross Declaration of Trust, Church Of Our Savior, Of The Diocese of South Carolina, Protestant Episcopal Church, Parish Of Saint Phillip, Protestant Episcopal Church, Parish Of Saint Michael, In, Vestry/Wardens-Episcopal/St Helena/St. Helena Trust, St. David's Church, Vestry/ Wardens-Episcopal/Parish of St. John's Chas Cty, Church of the Epiphany (Episcopal), Trinity Episcopal Church, Edisto Island, Vestry/Wardens – Episcopal Church/St. Jude's of Walterboro

Susan MacDonald, Esq.
NELSON, MULLINS, RILEY & SCARBOROUGH, LLP
BNC Bank Corporate Center, Suite 300
3751 Robert M. Grissom Parkway
Myrtle Beach, SC 29577
susan.macdonald@nelsonmullins.com
Attorneys for Trinity Church of Myrtle Beach

John Furman Wall, Esq.
140 Wando Reach Court
Mt. Pleasant, SC 29464
walljohn@bellsouth.net
Attorney for Church Of The Good Shepherd, Charleston, SC

G. Mark Phillips, Esq.
NELSON, MULLINS, RILEY & SCARBOROUGH, LLP
Liberty Center, Suite 600
151 Meeting Street
Charleston, SC 29401-2239
mark.phillips@nelsonmullins.com
Attorneys for Protestant Epis.Ch, Parish Of Saint Phillip

Mark V. Evans, Esq.
147 Wappoo Creek Drive, Ste. 202
Charleston, SC 29412
mevans14@bellsouth.net
Attorneys for St James' Church, James Island, S. C.

James Kent Lehman, Esquire
PO Box 11070
Columbia, SC 29211
jim.lehman@nelsonmullins.com
Attorney for Trinity Church of Myrtle Beach

William A. Scott, Esq.
PEDERSEN & SCOTT, PC
775 St. Andrews Blvd.
Charleston, SC 29407
bscott@pslawpc.com
Attorney for Holy Trinity Episcopal Church

David L. DeVane, Esq.
110 N. Main Street
Summerville, SC 29483
david@devanemacklaw.com
Attorney for Church Of St. Luke and St. Paul, Radcliffeboro

David B. Marvel, Esq.
DAVID B. MARVEL, LLC
P.O. Box 22734
Charleston, SC 29413
dave@marvel.lawyer
Attorney for Church Of St. Luke and St. Paul, Radcliffeboro

Henry E. Grimball, Esquire
WOMBLE Bond Dickison (US) LLP
P.O. Box 999
Charleston, SC 29402
henry.grimball@wbd-us.com
Attorneys The Protestant Episcopal Church, The Parish Of St. Michael, In Charleston, In The State of South Carolina and St. Michael's Church Declaration Of Trust

Peter Brandt Shelbourne, Esq.
SHELBOURNE LAW FIRM
131 E. Richardson Avenue
Summerville, SC 29483
brandt@shelbournelaw.com
Attorneys for Vestry/Wardens - St. Paul's Church, Summerville, Trinity Episcopal Church, Pinopolis

David S. Cox, Esq.
BARNWELL WHALEY PATTERSON & HELMS, LLC
288 Meeting Street, Suite 200
Charleston, SC 29401
dc Cox@barnwell-whaley.com
Attorneys for Protestant Episcopal Church In The Diocese Of South Carolina, Trustees of Protestant Episcopal Church in the Diocese of SC

Charles H. Williams, Esq.
WILLIAMS & WILLIAMS
P.O. Box 1084
Orangeburg, SC 29116-1084
chwilliams@williamsattys.com
Attorneys for Protestant Episcopal Church In The Diocese Of South Carolina, Trustees of Protestant Episcopal Church in the Diocese of SC

Henrietta U. Golding, Esq.
BURR FORMAN & McNAIR
P.O. Box336
Myrtle Beach, SC 29578
hgolding@burr.com

Attorneys for Protestant Episcopal Church In The Diocese Of South Carolina, Saint Luke's Church, Hilton Head, Trustees of Protestant Episcopal Church in the Diocese of SC

Robert R. Horger, Esq.
HORGER, BARNWELL & REID, LLP
P.O. Drawer 329
1459 Amelia Street
Orangeburg, SC 29115
rhorger@hbrllp.com
Attorneys for Church Of The Redeemer

Thornwell F. Sowell, Esq,
Bess J. DuRant, Esq.
SOWELL & DuRANT, LLC
1325 Park Street, Suite 100
Columbia, SC 29201
bsowell@sowelldurant.com
bdurant@sowelldurant.com
Attorneys for Church Of The Holy Comforter

Joseph C. Wilson, IV, Esq.
JOSEPH C., WILSON LAW FIRM, LLC
PO Box 178
Folly Beach, SC 29439
jcamwilsoniv@gmail.com
Attorneys for Vestry/Wardens/Epis.Church/Parish of Christ

William A. Bryan, Esq.
BRYAN & HAAR
P.O. Box 14860
Surfside Beach, SC 29587
billbryan@bryanandhaar.net
Attorneys for Church of the Resurrection, Surfside

I. Keith McCarty, Esq.
McCARTY LAW FIRM, LLC
P.O. Box 30055
Charleston, SC 29417
ikeithmccarty@gmail.com
Attorneys for Christ St. Paul's Episcopal Church

Harry Easterling, Jr., Esq.
120 North Liberty Street
Post Office Box 611
Bennettsville, SC 29512
hreasterling@gmail.com
Attorneys for St. Davids Church, St. Paul's Episcopal Church/Bennettsville, Inc

W. Foster Gaillard, Esq.
WOMBLE BOND DICKINSON (US) LLP
P.O. Box 999
Charleston, SC 29402
foster.gaillard@wbd-us.com
Attorneys for Protestant Epis.Ch, Parish Of Saint Phillip

Edward P. Guerard, Jr.
1106 Port Harbor Court
Mt. Pleasant, SC 29464
tguerardjr@gmail.com
Attorneys for Vestry/Wardens/Epis. Church/Parish of Christ

C. Mitchell Brown, Esq.
NELSON, MULLINS, RILEY & SCARBOROUGH
1320 Main Street, 17th Floor
Post Office Box 11070
Columbia, SC 29211-1070
mitch.brown@nelsonmullins.com
Attorneys for The Protestant Episcopal Church In The Diocese of South Carolina; and The Trustees of the Protestant Episcopal Church of South Carolina, a South Carolina Corporate Body

John B. Williams, Esquire
WILLIAMS & HULST, LLC
209 East Main Street
Moncks Comer, SC 29461
jbw@williamsandhulst.com
Attorneys for Trinity Episcopal Church, Pinopolis

/s/ Bert G. Utsey, III

Bert G. Utsey, III
Attorney for Appellants

April 26, 2021
Charleston, South Carolina

From: [Hilda Davis](#)
To: FMMack@windstream.net; pcampbell@turnerpadget.com; chipsloan@piercesloan.com; Tom Davis; Alan Runyan; Andrew Platte; Susan MacDonald; waijohn@bellsouth.net; Mark Phillips; mevans14@bellsouth.net; Jim Lehman; bscott@pslawpc.com"; david@devanemacklaw.com; dave@marvel.lawyer; henry.grimball@wbd-us.com; Shelbourne, Brandt; David Cox; Charles Williams; Golding, Henrietta; rhoger@hbrlp.com; bsowell@sowelldurant.com; bdurant@sowelldurant.com; jcamwilsoniv@gmail.com; ikeithmccarty@gmail.com; hreasterling@gmail.com; Gaillard, Foster; tguerardjr@gmail.com; Mitch Brown; BillBryan@bryanandhaar.net; jbw@williamsandhulst.com
Cc: Thomas Tisdale; Jason Smith; katie@monocroberts.com; kbarnes@barneslawfirm.com; aholmes@gibbs-holmes.com; dbeers@goodwinlaw.com; Mary Kostel; Bert Utsey
Subject: The Protestant Episcopal Church in the Diocese of South Carolina, et al. v. The Episcopal Church, et al. - Appellate Case No. 2020-000986
Date: Monday, April 26, 2021 8:52:11 AM
Attachments: [BRIEF OF APPELLANTS.pdf](#)
[image001.png](#)
[Proof Svc - Final Brief.pdf](#)
[REPLY BRIEF.pdf](#)
[Proof Svc - Reply Brief.pdf](#)

Good morning,

Attached, for service upon you, are the Brief of Appellants and Reply Brief of Appellants in the above-referenced matter.

Kind regards,
Hilda



Hildegard L. Davis
Legal Assistant to Bert G. Utsey, III
706 Orleans Road, Suite 101
Charleston, SC 29407
(843) 970-2700 office
(843) 823-7523 direct
hilda@cfu.com

This e-mail and the information transmitted contains PRIVILEGED and CONFIDENTIAL information and is the property of the sender. If you are not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination or copying of this information, or the taking of any action in reliance on the content of this information, is strictly prohibited. If you have received this e-mail in error, please notify sender immediately and delete the original transmittal of this information.