

**DISTRICT COURT, EL PASO COUNTY,  
COLORADO**

**Court Address: El Paso County District Court  
270 South Tejon Street  
Colorado Springs, CO 80903**

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**Plaintiff: GRACE CHURCH & ST. STEPHEN'S, a  
Colorado Nonprofit Corporation.**

**Defendant and Counterclaimant: THE BISHOP  
AND DIOCESE OF COLORADO, a Colorado  
Nonprofit Corporation; and THE EPISCOPAL  
CHURCH (PECUSA), an Unincorporated  
Association in New York.**

**Third Party Counterclaimants: DIOCESE OF  
COLORADO IN THE EPISCOPAL CHURCH;  
GRACE AND ST. STEPHEN'S EPISCOPAL  
CHURCH; and GRACE CHURCH AND ST.  
STEPHEN'S, a Colorado Religious Society and  
Corporation**

**Counterclaim Defendants: REV. DONALD  
ARMSTRONG, III, Et. Al.**

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**ATTORNEY FOR PLAINTIFF**

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**Case #07CV1971**

**DIV. COM-5**

**OBJECTION TO PECUSA'S MOTION FOR SUR-REPLY TO CROSS-  
MOTION FOR SUMMARY JUDGMENT**

**PLAINTIFF GRACE CHURCH & ST. STEPHEN'S**, a Colorado Nonprofit Corporation, files the following Objection to PECUSA's Motion for Sur-Reply:

1. The paperwork in this case is overwhelming.
2. The Court has previously ruled that sur-replies only burden the record and has denied such requests.
3. Plaintiff agrees with that position, has not requested sur-replies and objects to PECUSA's request for a sur-reply.
4. If PECUSA is granted a sur-reply, Plaintiff requests the right to file a rebuttal to that sur-reply.
5. But all of that will only further burden the record, which has explored the issues in this case *ad nauseam*.

J. GREGORY WALTA, P.C

/s/ J. Gregory Walta

Attorney for Grace Church & St. Stephen's

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the forgoing was e-served via CourtLink/JusticeLink on May 1<sup>st</sup> 2008 addressed to the following:

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/s/ Jane M. Thomsen