

COMMONWEALTH OF KENTUCKY  
JEFFERSON CIRCUIT COURT 2016 MAR 23 PM 3: 49  
DIVISION ELEVEN (11)  
CIVIL ACTION NO. 15-CI-002975 CLERK 5

\_\_\_\_\_  
D.C.

**PRESBYTERIAN CHURCH (U.S.A.)**

**APPELLANT,**

**v.**

**REVEREND ERIC HOEY**

**APPELLEE.**

\* \* \* \* \*

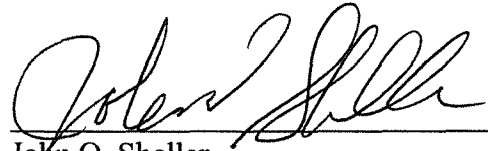
**NOTICE OF APPEAL**

**PLEASE TAKE NOTICE** that Appellant Presbyterian Church (U.S.A.) (the “Church”) hereby notifies the Court and Appellee that, pursuant to CR 73 and the Kentucky Supreme Court’s unanimous holding in *St. Joseph Catholic Orphan Society v. Edwards*, 449 S.W.3d 727 (Ky. 2014), it appeals to the Kentucky Court of Appeals from the Jefferson Circuit Court’s Order entered on March 17, 2016. Specifically, the Church appeals those portions of the Circuit Court’s Order lifting the stay, requiring the Church to respond to Plaintiff’s discovery requests, and allowing Plaintiff to “prosecute the matter” before any ruling has been made on the Church’s threshold ecclesiastical-abstention, ministerial-exception, and church-autonomy defenses. The Court’s Order effectively abrogated the Church’s threshold immunity defenses, entitling it to an interlocutory appeal.

The party taking this appeal is Defendant / Appellant Presbyterian Church (U.S.A.). The party against whom this appeal is taken is Plaintiff / Appellee Rev. Eric Hoey.

The required filing fee of \$160.00, pursuant to CR 76.42(2)(a)(i), has been tendered herewith.

Respectfully submitted,



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*Counsel for Appellant  
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**CERTIFICATE OF SERVICE**

I hereby certify that I have served a true copy of the foregoing Notice of Appeal via U.S. Mail, postage prepaid, this 23<sup>rd</sup> day of March 2016, upon the following:

<p>R. Dale Warren 600 W. Main Street, Suite 300 Louisville, Kentucky 40202 <a href="mailto:dwarren@600mainlaw.com">dwarren@600mainlaw.com</a></p> <p><i>Counsel for Plaintiff / Appellee Rev. Eric Hoey</i></p>	
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*Counsel for Appellant  
Presbyterian Church (U.S.A.)*