

1 **Motions related to the “Complaint Letter” from Monica Ochoa dated February 10, 2021**

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- 3 1. **A Complaint regarding the Oaklawn session’s discipline of Monica Ochoa (item #1**
- 4 **on page 1).** That Presbytery receive the Complaint and request “a copy of all [the
- 5 Session’s] proceedings in connection with the complaint including the notice of
- 6 complaint and supporting reasons, the response of the lower court, if any, and any papers
- 7 bearing on the complaint” (BCO 43-6). Because the Oaklawn Session has not considered
- 8 the complaint per BCO 43-2, it is properly before the Presbytery. Further, that the
- 9 Presbytery appoint a judicial commission (BCO 15-3) composed of TE Richard Harris,
- 10 TE Juan Carlos Martinez, and three members of the Ministerial Relations Committee (the
- 11 “Judicial Commission”) to hear the Complaint and report to Presbytery on or before the
- 12 stated August meeting of Presbytery.
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- 14 2. **A BCO 40-5 Request (item #2 on page 1).** That the Presbytery assign this matter to a
- 15 committee composed of the members of the Judicial Commission (without commission
- 16 powers) to investigate this matter and report back to Presbytery on or before the stated
- 17 August meeting of Presbytery as to whether this report (that alleges an “important
- 18 delinquency or grossly unconstitutional proceedings” by the Session of Oaklawn with
- 19 respect to the makeup of the Session) is “credible” (BCO 40-5).
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- 21 3. **Complaints regarding a congregational meeting at Oaklawn (items #3-5 on page 1).**
- 22 That Presbytery receive these Complaints, assign the Complaints to the Judicial
- 23 Commission to hear them, including requesting “a copy of all [the Session’s] proceedings
- 24 in connection with the complaints including the notice of complaint and supporting
- 25 reasons, the response of the lower court, if any, and any papers bearing on the complaint”
- 26 (BCO 43-6). Further that the Judicial Commission report to Presbytery on or before the
- 27 stated August meeting of Presbytery.
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- 29 4. **A request for a BCO 31-2 investigation of TE Martinez.** That the Presbytery refer this
- 30 matter to the MRC under RPO 8-2.2.1. Further, that the MRC bring a recommendation to
- 31 HMP as to a potential 31-2 investigation at the next stated meeting of Presbytery.
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- 33 5. **A request for a BCO 31-2 investigation or RE Gomez.** That the Presbytery
- 34 communicate with Monica Ochoa through the Stated Clerk that the court having
- 35 jurisdiction over communicant members of Oaklawn PCA is the Session of Oaklawn.
- 36 Should the Session decide not to do an investigation, or should its investigation not find a
- 37 strong presumption of guilt and indict, that would be an action that could potentially be
- 38 complained against (first to the Session, and then if it denies the complaint, then to the
- 39 Presbytery.
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- 41 6. **Certain accusations regarding Lucy Gomez and David Padilla.** That the Presbytery
- 42 communicate with Monica Ochoa through the Stated Clerk that these appear to me not to
- 43 be complaints (per BCO 43) but rather accusations. Since the Session has jurisdiction
- 44 over the members of Oaklawn, they would have to hear any charges filed or conduct any
- 45 investigation. These are not Presbytery matters.