

*TRANSLATOR'S NOTE:*

*This is a translation of the Decree of the Congressio of the Apostolic Signatura regarding the suppression of the parish of Holy Mary in Jamesville, New York, Diocese of Syracuse, at its session of November 18, 2011.*

*The items in the text below **in square brackets** are the translator's comments or clarifications.*

*The items below **in round brackets** are from the original.*

*All **bolded** items are from the original decree.*

**Protocol number 41719/08 CA**  
**SYRACUSE**  
**Suppression of the parish of Holy Mary in Jamesville and reduction of the church to profane use**  
**(Mrs. C. K. LaTray and others – Congregation for the Clergy)**

While the case of reduction to profane use of the church of Blessed Virgin Mary in the location known as Jamesville was being considered in the H.S.T. [Signatura], His Excellency the Bishop of Syracuse by a decree issued on November 23, 2010 established that “[in English] St. Mary’s Church, Jamesville, currently a mission of Holy Cross in DeWitt, is herein and of this date, 23 November, 2010, reduced to ‘secular but non profane use’ in accordance with Canon 1222 ¶ 2.”

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In the meantime, having completed deliberations of the case, this Signatura Apostolica on May 21, 2011 published a definitive sentence that established “[in Latin] the taking note of a violation of [canon] law on the merits [de decernendo] regarding the decision of the Congregation for the Clergy of August 5, 2008 as to the reduction of the church of St. Mary to profane use, because of the defect [lack of] a grave reason.”

This pronouncement [by the H.S.T.] having been published, His Excellency the Bishop of Syracuse, evidently on September 21, 2011, notified first the appellants seeking execution of the [H.S.T.] sentence of his decree of November 23, 2010 [reducing the church to profane use], and afterwards on September 27 and 29, 2010 sent copies of the aforementioned decree to the Congregation for the Clergy and to this Signatura Apostolica.

2011

With these foregoing [considerations],

**THE SUPREME TRIBUNAL OF THE APOSTOLIC SIGNATURA**

Having taken into consideration Article 93 ¶ 4 of the H.S.T.’s own regulations, since nearly at the same time the order [the bishop’s decree of reduction] was ruled illegitimate on the merits by Their Eminences and Their Excellencies the Judges of the Signatura Apostolica, the Authority [the H.S.T.] may look at the matter once more only

in accordance with the norms of the law and in the same context of a sentence expressed strongly in settled limits;

Considering at the same time that by the common jurisprudence of the H.S.T. the decree, by which the ecclesiastical Authority [H.S.T.] confirmed its decision, cannot be challenged separately, with a pending appeal, and that the decision of this matter and its confirmation must be handled simultaneously;

Considering that the decree of His Excellency the Bishop issued on November 23, 2010 was merely to confirm the decision challenged by the appellants and declared illegitimate by this Supreme Tribunal as concerns the reduction of the church of the B. V.M. to profane use in the location of Jamesville;

Passing over other matters already mentioned emphatically;

Given the opinion of the reverend Deputy Promoter of Justice and the reverend Promoter of Justice;

Having seen Canon 1642 ¶ 2 as well as Article 94 of the aforementioned Own Laws regulations; [comment: the canon states that an 'adjudged matter' "has the effect of law between the parties; it gives the right to an action {law suit} arising from the judgment..."];]

Having deliberated diligently the matter in the Congressio of November 18, 2011, before the undersigned, His Eminence the Prefect of the H.S.T. present,

**declares and decrees that:**

The sentence issued by this Supreme Tribunal on May 21, 2011, declaring that the reduction to profane use of the church of B.M.V. in Jamesville is declared illegitimate on the merits, also the decree concerning this by His Excellency the Bishop of Syracuse

issued on November 23, 2011, and it equally by the strength of this sentence is held to be illegitimate on the merits and in fact is held to be [illegitimate].

And notification is to be made to all of those with an interest in the matter for all effects of the law.

Rome from the seat of the Supreme Tribunal of the Apostolic Signatura on November 18, 2011.