

remanded the case back to the Board of Bishops for “further review, clarification and implementation”, of the Board of Bishops Order (clarified) of November 15, 2010.

It is the determination of this court that the clock has run out and Respondent has completed the probationary time limit as ordered by trial court. We offer no opinion as to the satisfactory completion of each condition of the probation, as this would or should be rightly determined by the trial court. Sufficed to say, if Respondent at any point had failed to complete any condition of the probation, it is the responsibility of trial court to convene a hearing on such failure, and if Respondent’s failure to comply is sustained, the trial court could have exercised its authority to suspend probation, extend the length of probation or apply such other measures to bring Respondent into compliance. Probation is the period during which a person is subject to critical examination and evaluation.

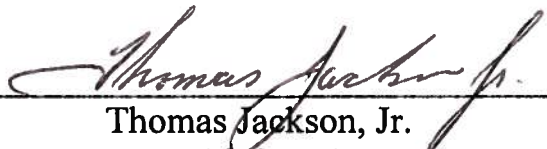
However at this point, the clock has run and Respondent cannot be compelled to participate in a hearing (if requested) regarding his possible failure to satisfactorily complete any or all of the probationary conditions. Thus, to do so would violate his constitutional rights. The term of probation was completed on November 15, 2012. At this time there is no legitimate need to keep Bishop Thomas L. Holsey on probation. As of this date, all terms and conditions of probation have been fully satisfied.

The Respondent having been placed on probation for a period of two years by Order of the Board of Bishops' court dated November 15, 2010 and the Judiciary Board not being aware of any material violations of probation during the period of supervision, and after notifying the Board of Bishops of this Court's intent to terminate and discharge the Respondent absolutely. Noting that on April 12, 2011, this Honorable Court extended supervisory jurisdiction over this case and as such renders a final Decision Relative To The Conclusion, or completion of Respondent's probation as ordered by the trial court of the Board of Bishops.

IT IS HEREBY ORDERED THAT:

The Respondent, Bishop Thomas L. Holsey is released from probation effective immediately.

DATED: May 29, 2013


Thomas Jackson, Jr.
Chief Justice