

Canon Law Society of America

September 2012

A quarterly eNewsletter from the Society

CHICAGO... HERE WE COME!

*Reverend Monsignor Victor F. Finelli, JCL
National Convention Chairperson*

What a wonderful destination we have to look forward to in Chicago! If you have not yet [registered for our convention](#), please do so as soon as you can. In addition to our great convention, here are a dozen reasons to come to Chicago.

Navy Pier has been a Chicago landmark since it opened in 1916. It now showcases a unique collection of restaurants, shops, plenty of entertainment, and a 150-foot Ferris wheel modeled after the very first Ferris wheel, which was built for the 1893 World's Fair in Chicago.

Millennium Park is located in the heart of downtown Chicago. Its unprecedented combination of architecture, monumental sculpture and landscape design, the 24.5 acre Millennium Park has become the crowning achievement for Chicago in the tradition of its original founders.

The arts are alive in Chicago. **The Art Institute of Chicago** is one of the world's great art museums, with collections dating from 3,000 B.C. through the present. Additionally, the rich contrasts of the city are wonderfully reflected in music, from small blues and jazz clubs to **Symphony Center** where you will find the world-famous Chicago Symphony Orchestra.

Explore a world-renowned garden located right in Chicago's backyard. The **Chicago Botanical Garden** is a 385-acre, living museum that features 23 specialty gardens.

Visit **Chicago's Museum Campus** for a variety of

educational and cultural experiences. At the **Field Museum**, you can discover Sue, the largest and most complete T. Rex ever found! You can also visit the **Shedd Aquarium** which houses the world's largest indoor aquarium and America's first planetarium, founded in 1930, the **Adler Planetarium**.

The **Frank Lloyd Wright Home and Studio** complex has served as Wright's private residence, studio, and architectural laboratory during the first twenty years of his career. The complex is located in the Chicago suburb of Oak Park.

See some of **Chicago's world-famous architecture!** Take a virtual tour or browse on your own. Learn about the architects who influenced the city's architecture and view their creations. The **Chicago Architecture Foundation** offers tours and lectures, or take one of the **Boat Cruises** along the Chicago river to view Chicago's world-renowned architecture and see the wonderful city.

Win or lose, Chicago has some of the most dedicated sports fans. The **Chicago Bears** play at the recently renovated Soldier Field located on the shore of Lake Michigan just south of downtown. The **Chicago Bulls** and the **Chicago Blackhawks** play at the United Center which is a tourist stop for those wanting to see a life-sized bronze statue of former Bulls' star Michael Jordan. The **Chicago Fire**, a member of the 10-team soccer league, plays at Toyota Park. Chicago is truly a baseball town with the **White Sox**, the **Cubs**, and historic Wrigley Field.

Since 1959, **The Second City** has established itself as a Chicago landmark and a national treasure ([see page 5](#)).

In this eNewsletter:

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ONLINE ADVISORY OPINIONS INDEX

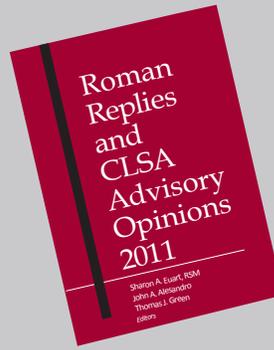
Ms. Amy L. Tadlock, JCL

As you know, the Canon Law Society of America (CLSA) publishes an annual volume of *Roman Replies and CLSA Advisory Opinions*. Since the first volume in 1984, this publication has been a valuable resource for canonists and those who seek a better understanding of *praxis legis* of the Catholic Church. Specifically, CLSA advisory opinions, authored by CLSA members, offer brief and practical insights on a variety of current canonical topics.

Earlier this year, the Office of the Executive Coordinator began the project of entering all CLSA advisory opinions into an online index. The index includes all opinions published since 1984 and provides canonists and other researchers a simple way to search for opinions on a particular canon. For easy reference, opinions are indexed by canon number; opinions regarding multiple canons are listed under each canon mentioned in the opinion's title.

The index is designed to aid those who have the printed volumes of *Roman Replies and CLSA Advisory Opinions* and want to look up opinions on a particular canon. Each entry includes the volume and page span where the opinion was originally published and, if applicable, in which compilation volume the opinion can be found. The online index also benefits those who do not have printed volumes since each entry has a link to the CLSA online bookstore where the researcher can purchase the volume containing the opinion. Opinions are available either in print or electronic format (as a downloadable .pdf file). After logging in, CLSA members receive discounts on printed volumes or may download out of print volumes for free.

[The Advisory Opinion Index](#) “went live” on the CLSA website earlier this summer and we have already received positive feedback from members and non-members alike. Please take some time to check out this new resource. Additionally, during the upcoming convention in Chicago, we hope to have a demonstration on how to use the Advisory Opinion Index and provide an opportunity for members to ask questions about how to get the most out of the CLSA website.



HOW TO USE THE ONLINE ADVISORY OPINIONS INDEX

Go to www.clsa.org

On the left side of the homepage, hover the cursor over the words “Online Bookstore.” Another menu will appear; click on the third option, “Advisory Opinions Index.”

From the Advisory Opinions Index main page, you can look up opinions by canon number. For example, if you wanted to see if there are any opinions written about canon 1127, you would:

- Click on the link “Book IV: The Sanctifying Function of the Church (canons 834-1253).” This will take you to a list of all the canons contained in Book IV.
- Click on the number 1127. This will take you to a list of all CLSA Advisory Opinions written since 1984. As of this writing, there are eight opinions on this canon.
- The first opinion was written by James Provost in 1991 and is titled, “Canons 1109, 1118, 1127 §2: Proper Officiant in a Mixed Marriage Celebrated in a Non-Catholic Church.” You will also find this opinion listed under canons 1109 and 1118.
- After the title and author, you will see two red links for this opinion:
 1. The first red link is “1991, pp. 99-103.” This is the volume and page numbers where the opinion was originally published. If you click on this link, you will be taken to the CLSA online store where you can download the out of print 1991 volume of *Roman Replies and CLSA Advisory Opinions* for free.
 2. The second red link reads “Vol. 1, pp. 365-369.” This is the CLSA Advisory Opinion Compilation Volume where the opinion can be found. If you click on this link, you will be taken to the CLSA online store where CLSA members can purchase the book at a discount.
- If you would like to look up a different canon, click on the words “Return to Top” and you will be taken back to the list of canons in Book IV.
- From the Advisory Opinions Index main page, you can also look up opinions written about the Code of Canons of the Eastern Churches and other documents.

PRESIDENTIAL REFLECTIONS

PARTING THOUGHTS AND THANKS

Mrs. Rita F. Joyce, JCL, JD



I write this final column as President with great excitement and anticipation. The timing of this article comes as I depart for Auckland and the Canon Law Society of Australia and New Zealand (CLSANZ) conference. I look forward to a wonderful opportunity to reconnect with classmates that I have not seen since studies at Leuven, to reconnect with members of CLSANZ and other societies such as the Canon Law Society of Great Britain & Ireland (CLSGB&I) and the Canadian Canon Law Society (CCLS) who regularly attend our CLSA conventions, and to meet new colleagues who share the passion and call to work in canonical ministry.

Several people familiar to our Society are presenting workshops and seminars at the conference in Auckland. Rev. John Foster will discuss marriage cases and writing *in facta* sections, Rev. Adrian Farrelly will speak about *Dignitas Connubii* and the use of experts, Rev. Ian Waters will talk about the code and revisions, and Rev. Msgr. David Hogan will review Great Britain's experience of the Anglican Ordinariate. I look forward to representing our Society at the conference and bringing your greetings.

Being a member of our Society or one of the other professional societies brings a wealth of benefits, from collaboration with colleagues and continuing education, to professional development and networking. Additionally, members benefit from seeing and experiencing the Church in different regions of the country and the world, and by keeping connected to other canonists who are serving our Church. Membership in our professional societies also importantly allows for service both to our membership and to the wider Church. Continually we hear in our parish work, "we cannot get new people involved, it is always the same few who do everything." We are a diverse group in age and experience. As learned professionals, when you are contacted to serve on a study, or a work group or a committee, or asked to present a seminar or a workshop, I encourage you to please be generous with your contribution of time. It can only enhance our discipline for the greater good. The reward for your service is the opportunity to collaborate with dedicated, extraordinary people.

When I reflect upon my CLSA involvement over the past seventeen years, I recall how I have had the privilege to work with dedicated, hard working fellow professionals who aim by their service to promote justice in the life of the Church and for her people. The members of the Board of Governors with whom I have served work diligently and professionally; they are always mindful of the trust you place in them and aware that their stewardship of the Society is for our mutual benefits. I thank each one of them, along with Fr. Michael Joyce, Fr. John Vaughan, and Sr. Sharon Euart for walking the path beside me.



The Board of Governors, led by Rita Joyce and Sr. Sharon Euart (center), discuss business at their April meeting.

I look forward to seeing our regular convention attendees and those of you who may be coming for the first time at our gathering in Chicago. As you can see in this newsletter and from our convention brochure, there are compelling seminars and pre-convention workshops built around our theme of *Parish, Parish Life, and Leadership*. If you have not yet registered, I urge you to consider participating in our 74th Annual Convention. I can assure you that it will be a wonderful opportunity for connections, continuing education, and camaraderie with your fellow canonists.

In conclusion, as a Catholic woman, canon lawyer, wife, mother, daughter, and friend educated in part by the Society of Mary, the Marianists, I commend the following for your personal reflection. The celebration of the Nativity of the Blessed Mother, which was celebrated on September 8, reminds us that Mary is a model of service for us as priests, religious sisters or brothers, and lay men and women. A Marianist prayer of dedication to our Blessed Mother in part states, "Increase your graces of humility and compassion, that we may continue to grow in Christ and that each of us may come to say as you did, Behold the servant of the Lord." This is my prayer for you. Thank you to all of you for allowing me to be of service to you. God Bless you all!

UPDATE FROM THE OFFICE OF THE EXECUTIVE COORDINATOR



Sr. Sharon Euart, RSM

With the 2012 convention in Rosemont only a few weeks away, the Office of the Executive Coordinator is busy with final preparations for the meeting. Once again this summer has been one of many transitions. In early July Katie Richards left the OEC and took a job closer to her home and family in West Virginia. Katie returned to the office to help orient our new Executive Assistant, Colleen Crawford. Colleen began working with us August 1 and was quickly immersed into the busiest time of the year in the office – having to deal with convention registration, dues payments, audit, publication formatting, and website assistance! Colleen is a 2011 graduate of The Catholic University of America. She earned a BA in English with minors in Theology, Medieval and Byzantine Studies, and Philosophy. She is from Hershey, Pennsylvania and has relocated to the Northern Virginia area. We are delighted to have Colleen and I am certain you will find her not only most pleasant but also very helpful. Colleen will be attending the convention so you will have an opportunity to meet her and welcome her to the CLSA!

We are also grateful for the continued assistance of Amy Tadlock who continues to work part-time in the OEC. Her canon law background and her experience with us since last summer have been invaluable during this time of transition. I am most grateful to both Colleen and Amy for their outstanding work this summer.

[Registration for the 2012 convention](#) is going well. The pre-convention workshops are filling up and there is great interest in both topics – the closing of parishes and churches, and U.S. Tribunals and the Roman Rota.

Recently members of the Society have posted concerns or questions regarding the workers situation at the Hyatt Regency O'Hare Hotel, the site for the 2012 CLSA convention. For a brief update on the Society's efforts to address the situation at the Hyatt Regency O'Hare Hotel please see the article on the

CLSA website at www.clsa.org and click on the first news item in the right column under "latest news."

Speaking of our website, it continues to provide services to members and non-members. It is also attractive to new members. You will note elsewhere in this Newsletter the large number of new members who have joined the Society since the June *Newsletter*. We look forward to increasing our membership and to engaging our new members in the Society's activities. There will be a more detailed report on the new members in the Executive Coordinator's Report in the Convention Program and Reports Booklet which you will find in your convention bags. Amy Tadlock has an article in this issue of the *Newsletter* in which she describes the new *Advisory Opinions Index* that was activated on the website earlier this summer. I think you will find her article and the Index most helpful in your canonical research.



Colleen (left) and Amy pack boxes for the 2012 convention.

Again this year, we are pleased to report that, despite a projected shortfall in General Operations, we ended the year with a healthy surplus. Several factors contributed to this positive position. For example, we had a significant increase in the number of new members exceeding the budget projection for 2011-2012 by \$14,000; decreases in expenses for the auditor/accountant, and in member services expenses for printing and mailing; decreases in Board of Governors expenses due primarily to deferring the Rome visit to 2013 and reduced costs for the President's trip to the meeting of the Canon Law Society of Australia and New Zealand; and significantly lower expenses than projected for CLSA committees. Some of this decrease was due to the use of web-conferencing and conference calls, in other cases it was the result of less activity during the year.

[\(see page 5\)](#)

(Chicago, continued)

The theatre and comedy club launched the careers of many well-known actors and comics.

The 94th-floor observatory, more than 1,000 feet above Chicago at the **John Hancock Center**, features an open-air Skywalk, the Midwest's highest open-air experience. Perhaps the best view of Chicago is from one of the world's tallest buildings, Willis Tower (formerly known as the Sears Tower); visit the **Skydeck** and use FREE touch and tell computers featuring Chicago's landmarks in six languages.

The Magnificent Mile, a thirteen-block stretch of North Michigan Avenue offers more than 460 stores and 275 restaurants for your shopping or dining enjoyment.

There is a lot to choose from when **dining out** in Chicago. Why not try a Chicago mainstay like a perfect steak, deep-dish pizza, or an Italian beef sandwich?

If you decide to extend your time in Chicago, I think you will be able to find some fun and exciting things to do outside our convention times. Plus, do not forget to register for the FREE excursion to Holy Name Cathedral hosted through the generosity of the Archdiocese of Chicago. There is much to look forward to with the convention itself and also in the city.

See you in Chicago!

Chicago photos courtesy of www.choosechicago.com

**Trying to log in to the website,
but forgot your password?**

[Click here to reset it!](#)

REGIONAL MEETINGS CALENDAR 2012-2013

New Orleans/Mobile Conference: November 27-29, 2012,
New Orleans, LA

Western Regional Canon Law Convention: March 4-6, 2013,
Garden Grove, CA

Texas Catholic Conference: March 5-6, 2013, Oblate Renewal
Center, San Antonio, TX

Eastern Regional Conference of Canonists: May 6-8, 2013,
Savannah, GA

Midwest Canon Law Society: April 15-17, 2013, Chicago, IL

Northwest Regional: April 15-18, 2013, Vancouver, BC

Oklahoma/Arkansas Regional Meeting: July 9-10, 2013,
Little Rock, AR

IMPORTANT REMINDERS

for Convention Attendees

Pre-Convention Workshop Registration begins at 5:00pm
on Saturday, October 6th.

General Convention Registration begins at 1:00pm on
Monday, October 8th.

(Executive Coordinator, continued)

We continue to monitor the level of spending in the OEC and believe it will be important for the future to maintain at least minimally the current level of income to maintain or increase the level of service to the membership.

We are pleased to announce that two new CLSA publications will be available in the near future. *Canon Law Digest 14* will be available in October and the English translation of *Latin Pastors, Oriental Faithful* by John Faris will be available before the end of the year. More on our publication developments will be available in the Program and Annual Reports Booklet distributed at the convention.

We are pleased to announce that three scholarships have been awarded for 2012: Ms. Sarah Lauhead, beginning her canon law studies at the Universidad de Navarra; Mr. Travis Rankin, for the remaining year needed to complete his JCL at Katholieke Universiteit Leuven; and Mr. Carlos Sacasa, for completion of his JCL in the summer semester of 2012 at The Catholic University of America. The three recipients are lay persons pursuing licentiates in canon law for service in the United States following graduation.

We will continue periodically to include features about our scholarship recipients in the CLSA *Newsletters* to familiarize our members with the awardees. Thank you for your generous support of the scholarship fund. To donate online, visit www.clsa.org/scholarship.

This year scholarship contributions were made in memory of the following:

***Rev. Michael Teriault
Rev. Jean Thorn
Sr. Joanne Graham, O.S.B.***

May they rest in peace.

RESOLUTION PROPOSALS

from the 74th Annual Convention of the Canon Law Society of America

Wednesday, October 10, 2012

IN SUPPORT OF NON-DISCRIMINATORY EMPLOYMENT POLICIES

PROPOSED BY: James A. Coriden

STATEMENT OF RATIONALE:

WHEREAS, Catholic social teaching holds that all human persons are basically equal, and, with respect to their fundamental rights, deserve to be treated without discrimination in regard to race, color, social condition, religion, or gender, and

WHEREAS, the Supreme Court of the United States in its unanimous decision of January 11, 2012, *Hosanna-Tabor Evangelical Lutheran Church and School v. Equal Employment Opportunity Commission*, ruled that the religion clauses of the first amendment bar the government from interfering with the decisions of religious groups to hire or fire their ministers. The court recognized the existence of a “ministerial exception,” that precludes the application of civil rights anti-discrimination legislation to claims concerning the employment relationship between a religious institution and its ministers. And,

WHEREAS, many thousands of “lay ecclesial ministers,” parish associates, directors of religious education, chaplains, music directors, and others who serve the church in liturgical and educational roles would qualify as “ministers” and thus be deprived of the access to civil courts if they were discriminated against by their church employer,

BE IT RESOLVED THAT:

The Board of Governors of the CLSA send a letter to the President of the USCCB requesting that the conference leadership urge the U.S. bishops, in light of the unanimous decision of the Supreme Court of the United States, *Hosanna-Tabor Evangelical Lutheran Church and School v. Equal Employment Opportunity Commission* (January 11, 2012), to formulate and adopt personnel policies for the dioceses and Catholic institutions in keeping with Catholic social teaching regarding equality and non-discrimination.

Such employment policies shall urge full compliance with religious, doctrinal, and canonical requirements for the respective personnel positions, and not be construed or interpreted to be in derogation of them.

Further, that the Board of Governors of the CLSA send a similar letter to the President of The National Association of Church Personnel Administrators urging its member organizations to formulate and adopt similar policies for their respective organizations.

The Board shall promptly report the responses to these letters to the membership.

IMPLEMENTATION BY MEANS OF:

A letter to the president of the USCCB and other officers named above.

ANTICIPATED COST: \$10

COST SUPPLIED BY: The CLSA from unrestricted, general operations funds.

*Rev. Coriden’s proposal includes additional citations from *Gaudium et spes*, *Octagesima adveniens*, and *Justitia in mundo*, in addition to text from the Supreme Court case *Hosanna-Tabor Evangelical Lutheran Church and School v. Equal Employment Opportunity Commission*. Excerpts from these texts will be printed and distributed with the resolution at the Convention.

HONORARY MEMBERSHIP IN THE CANON LAW SOCIETY OF AMERICA FOR REV. JAMES A. CORIDEN

PROPOSED BY: Board of Governors, upon the recommendation of the CLSA Committee on Clergy

STATEMENT OF RATIONALE:

WHEREAS, James A. Coriden has been an active member of the Canon Law Society for over half a century;

WHEREAS, James A. Coriden always, or almost always, introduced a resolution at the annual meeting of the Canon Law Society of America;

WHEREAS, James A. Coriden has been an outstanding teacher in the classroom and through his many writings especially those treating the topics of the rights and obligations of parishes and of the lay faithful;

WHEREAS, James A. Coriden has been co-editor for both the 1985 and 2000 Canon Law Society’s commentaries on the 1983 Code of Canon Law;

WHEREAS, James A. Coriden has been a source of humor at the conventions of the Canon Law Society, a font of wisdom to those seeking canonical advice, and a true friend to generations of canonists throughout the United States;

BE IT RESOLVED THAT:

The Canon Law Society of America’s seventy-fourth convention approve Honorary Membership for Reverend James A. Coriden in recognition of his lifelong service to the Church, his numerous contributions as a teacher of Canon Law and adviser to Canon Lawyers, and his outstanding service to the Canon Law Society of America.

IMPLEMENTATION BY MEANS OF:

A certificate honoring James A. Coriden

ANTICIPATED COST: \$0

ACCOUNTABILITY AND EFFECTIVENESS OF DIOCESAN FINANCE COUNCILS

PROPOSED BY: Barbara Anne Cusack

STATEMENT OF RATIONALE:

WHEREAS, Diocesan Finance Councils are required by canon law and their areas of responsibility are designated in the Code of Canon Law, and

WHEREAS, The United States Conference of Catholic Bishops reissued in January 2012 and approved for another five years its Resolution on Diocesan Financial Reporting in order to provide "a vehicle for fraternal cooperation and support among all of the bishops of the province" (c. 436 §1, 1°) and

WHEREAS, the Canon Law Society of America has previously undertaken studies of the use and effectiveness of Diocesan Pastoral Councils but not Finance Councils

BE IT RESOLVED THAT:

The Board of Governors assign to the Committee of Church Governance the task of surveying U.S. dioceses to assess the use and effectiveness of Diocesan Finance Councils. The committee will report its findings and recommendations to the Board and the membership no later than the 2014 convention.

IMPLEMENTATION BY MEANS OF:

The Committee on Church Governance or a special subcommittee established by it. Collaboration with other professional groups such as the DFMC could be considered in gathering the applicable data.

ANTICIPATED COST: \$1,000

COST SUPPLIED BY: The CLSA Committee budget

NEW MEMBERS

Please join us in welcoming the following new members who have joined the Society since June 2012.

Mrs. Joy Miller Barnes
Charlotte, NC

Rev. Saju Joseph
San Jose, CA

Rev. Richard Bona
Cleveland, OH

Rev. Thomas Joseph Kallikat
Rome, Italy

Rev. James Clarke
Rowville, VIC, Australia

Rev. Martin J. Leopold
San Antonio, TX

Rev. Derek Covert
Lake Charles, LA

Rev. Thomas Lim
Markham, ON, Canada

Rev. John G. Doherty
Oatley, NSW, Australia

Rev. Ken Mikulcik
Madisonville, KY

Rev. Patrick DuBois
Venice, FL

Rev. David L. Nott
Richmond, VA

Rev. Juan R. Esposito
Hyattsville, MD

Rev. Benjamin D. Pantas
Phoenix, AZ

Mr. Marshall Fightlin
Duluth, MN

Mrs. Catherine A. Posch
Edina, MN

Rev. Edward Fitzgerald
Hanahan, SC

Rev. Manuel Rodriguez
Brooklyn, NY

Mrs. Debra Foreman
Lake Charles, LA

Ms. Carol M. Spielman
Duluth, MN

Mr. Bernard Garbowski
Absecon, NJ

Mrs. Ester Rita
Rome, Italy

Mr. Steven John Hancock
Stillwater, MN

Rev. Robert Turner
Pomeroy, WA

Ms. Christina Hip-Flores
Brentwood, MD

PUBLICATION UPDATES

AVAILABLE NOW!

Code of Canon Law: Latin-English Edition (Second Printing): With the permission of the Holy See, this soft, flex-cover book includes the changes in the five canons promulgated in the 2009 apostolic letter *Omnium in mentem*. (Member: \$25.00/Non-Member: \$30.00)

NEW!

Canon Law Digest 14: Edited by Rev. Patrick Cogan, SA, *CLD 14* has over 1300 pages of official documents relating to canon law in the Catholic Church and covers years 1995-2000. (Member: \$85.00/Non-Member \$100.00)

COMING SOON!

The English edition of *Eastern Catholics and Latin Pastors* (Lorenzo Lorusso, OP), translated from the Italian by Chorbishop John Faris, is in the final stages of preparation and should be available by the end of the year. The book is an application of concrete concerns Latin pastors encounter in working with Eastern Rite subjects.



SPECIAL CONVENTION OFFER:

10 % OFF

Your Publication Order

AND A

FLAT SHIPPING FEE

Offer valid for books purchased at the CLSA Publication Table at the 2012 Convention.