

# **A Letter to Members of the United States Congress from Church Leaders, Non-Governmental Organizations, Citizen Groups and Academics Regarding the Human Rights Crisis in the Philippines**

February 9, 2009

Dear Members of the United States Congress,

We, the leaders and members of faith-based, labor, and human rights organizations concerned with the on-going human rights crisis faced by our friends and colleagues in the Philippines' civil society, wish to express our support and appreciation for the attention and efforts by members of the House and Senate Appropriations Committees to ensure that our military aid to the Philippines is not exacerbating an already tragic situation. In 2007, the US Congress voted for the first time to attach human rights conditions to the military aid our government is providing the Philippine government. Partly as a result of this high level of scrutiny by the US Congress, there was a dramatic decline in the extra-judicial killings in 2008. Unfortunately, though the number of extra-judicial killings has declined significantly over the past year, widespread human rights abuses continue.

As you may recall, the United Nation's Special Rapporteur for extrajudicial killings, Philip Alston, noted in his report to the United Nations in 2007:

Many in the [Philippine] Government have concluded that numerous civil society organizations are "fronts" for the Communist Party of the Philippines (CPP) and its armed group, the New People's Army. One response has been counter-insurgency operations that result in the extrajudicial execution of leftist activists. In some areas, the leaders of leftist organizations are systematically hunted down by interrogating and torturing those who may know their whereabouts, and they are often killed following a campaign of individual vilification designed to instill fear into the community.<sup>1</sup>

The perpetrators of these abuses continue to enjoy impunity and there is strong evidence that Philippine military officials responsible for human rights abuses will never face justice. In one glaring example, this past October the Philippine Supreme Court found that there is convincing and corroborated evidence that at least one high-level military official is responsible for human rights abuses, including enforced disappearances and torture, yet there has been no official investigation. In March, Human Rights Watch summed up the government efforts by stating, "Of the hundreds of political killings since 2001, not a single military official has been convicted," and "the principle of command responsibility has yet to be applied in a single case."<sup>2</sup>

We are also alarmed at reports that the Philippine government is increasingly using politically motivated prosecutions to charge and detain political activists, labor leaders, attorneys, academics and clergy. As the UN Special Rapporteur warned in his 2007 report,

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<sup>1</sup> United Nations, General Assembly. *Interim Report of the Special Rapporteur on extrajudicial, summary or arbitrary executions, Phillip Alston*. August 16, 2007. Available at [http://www.twincitiesamnesty.org/A\\_HRC\\_8\\_Philippines\\_Advance\\_Edited.pdf](http://www.twincitiesamnesty.org/A_HRC_8_Philippines_Advance_Edited.pdf)

<sup>2</sup> <http://www.hrw.org/en/news/2008/03/25/philippines-justice-absent-killings-and-disappearances>

“Senior Government officials are attempting to use prosecutions to dismantle the numerous civil society organizations and party list groups that they believe to be fronts for the CPP.” In particular, the Rapporteur identified the Inter-agency Legal Action Group (an ad hoc mechanism comprised of representatives of several executive branch agencies including the Armed Forces of the Philippines (AFP) and the Department of Justice) whose sole purpose is to “bring charges against members of these civil society organizations and party list groups.” Most charged have not “actually committed any obvious criminal offence.” Unfortunately, by working hand-in-hand with the military, the prosecutors for the Department of Justice appear to be subverting the justice system.

Finally, we are concerned by reports that the AFP is continuing its vilification campaign against members of civil society organizations. For example, in 2008, the AFP-Civil Military Operations unit has conducted “symposiums” in Mindanao in which they accuse every member of one particular democratically elected trade union of being terrorists simply because of their union membership.

The impact of these actions is severe. Due to the continued attacks on segments of Philippine civil society, democracy in the Philippines is suffering. In 2008, the second year in a row, Freedom House downgraded the Philippines by ranking it as merely a “Partly Free” country.

For FY 2008, the US Congress conditioned a small part of US military aid, just \$2 million out of a total of \$30 million in Foreign Military Financing (FMF), on three conditions: (1) the Philippine government’s successful implementation of the UN Special Rapporteur’s recommendations; (2) the prosecution of those in the military and others responsible for the human rights violations; and (3) the end of the vilification of legal civil society organizations by the military. These same conditions are in the FY 2009 State Department Operations Bill reported out by the Senate Appropriations Committee (S. 3288) last July.

The Philippine government did not meet any of these conditions in 2008, however, the Department of State provided the Philippines with the full FMF allocation. We are very concerned about the lack of transparency in the reporting process.

The experience in 2008 demonstrates that conditioning only a portion of the military aid, and then sending it without significant scrutiny, sends the wrong signal to the Philippine government, because the human rights violations have continued with impunity.

We urge the US Congress to require that:

- The Department of State’s human rights certification is made publicly available in order to promote greater transparency and understanding between the United States and the people of the Philippines,
- The human rights conditions on FMF enumerated above are in the FY 2009 omnibus appropriations bill and
- The Philippine government receives **no** further FMF until it meets all of three human rights conditions.

These steps are necessary to ensure that U.S. military aid does not directly or indirectly promote human rights violations and undermine democracy in the Philippines. The rights and freedoms of the Filipino people depend on it.

Rev. Dr. Michael Kinnamon  
General Secretary  
National Council of Churches USA

Rev. John L. McCullough  
Executive Director and CEO  
Church World Service

Rev. Gradye Parsons  
Stated Clerk of the General Assembly  
Presbyterian Church USA

The Most Rev. Katharine Jefferts Schori  
Presiding Bishop and Primate;  
The Episcopal Church

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General Minister and President  
United Church of Christ

The Rev. Dr. Sharon E. Watkins  
General Minister and President  
Christian Church (Disciples of Christ)

Rev. William G. Sinkford, President  
Unitarian Universalist Association of  
Congregations

Rev. Dr. Roy I. Sano, Bishop, retired  
The United Methodist Church

Christopher Epting, Bishop  
Deputy Ecumenical and Interreligious  
Relations  
The Episcopal Church

Bishop Stephen P. Bouman  
Executive Director  
ELCA Evangelical Outreach and  
Congregational Mission  
Evangelical Lutheran Church in America

Rev. Emmanuel G. Orendain, Moderator  
National Filipino Presbyterian Council

Dr. Antonios Kireopoulos  
Senior Program Director for Faith &  
Order and Interfaith Relations;  
National Council of Churches USA

Elisa Massimino, Executive Director  
Human Rights First

Barbara Shailor, Director  
International Department  
AFL-CIO

Andy Stern, President  
Service Employees International Union

John Hovis, President  
United Electrical, Radio and Machine  
Workers of America (UE)

Jeff Rechenbach, Secretary-Treasurer  
Communications Workers of America

Eric Dirnbach, Deputy Director  
Strategic Affairs  
UNITE HERE!

Jessica Rutter, Strategic Campaigner  
International Brotherhood of Teamsters

John Cavanagh, Director  
Institute for Policy Studies

Bama Athreya, Executive Director  
Brian Campbell, Attorney  
International Labor Rights Forum

Bernadette Ellorin, Secretary General  
Bayan USA

Katrina Abarcar, Coordinator  
Katarungan: Center for Peace, Justice,  
and Human Rights in the Philippines

Philip S. Chua, MD, FACS, FPCS  
Chairman  
Filipino United Network (USA)

Galatea King, Co-Chair  
Board of Directors  
Filipino American Coalition for  
Environmental Solidarity

The Rev. Cally Rogers-Witte  
Co-Executive,  
Common Global Ministries of the  
Christian Church (Disciples of Christ)  
and United Church of Christ

The Rev. David Vargas  
Co-Executive,  
Common Global Ministries of the  
Christian Church (Disciples of Christ)  
and United Church of Christ

James E. Winkler, General Secretary  
Mark Harrison, Director, Peace with  
Justice Program  
General Board of Church and Society  
United Methodist Church

Rev. Alex Vergara, President  
Pong Javier, Communication Director  
National Association of Filipino  
American United Methodists

Rev. Canon Brian J. Grieves  
Senior Director for Mission Centers,  
Director, Advocacy Center;  
Canon Margaret S. Larom, Program Officer  
International Justice and Peacemaking;  
Rev. Dr. Winfred B. Vergara, Officer  
Asian American Ministries  
The Episcopal Church

Rev. Dr. Xiaoling Zhu  
Area Executive for East Asia and the  
Pacific  
Derek Duncan  
Program Associate, Advocacy and  
Education Mission Education and  
Interpretation  
Common Global Ministries of the  
Christian Church (Disciples of Christ)  
and United Church of Christ

Rev. Dr. Wallace Ryan Kuroiwa (Ph.D.)  
Minister and Team Leader  
Justice and Witness Ministries  
United Church of Christ

Maureen Shea  
Director, Office of Government Relations  
The Episcopal Church  
Washington, DC

Christina Cobourn Herman  
Missionary Oblates of Mary Immaculate  
Justice Peace/Integrity of Creation Office  
Washington, DC

Emira Woods, Co-Director  
Foreign Policy in Focus

Stephen R. Shalom, Co-editor  
Philippine Reader

Shaun Martinez  
Coordinating Committee  
United Students Against Sweatshops

Dr. Howard Zinn, Author  
*A People's History of the United States*  
Professor Emeritus  
Boston University

Kimberly C. Stietz, Director  
International Public Policy;  
Evangelical Lutheran Church in America

Rev. Dr. Y. Franklin Ishida, Director  
Asia and the Pacific Mission;  
ELCA Evangelical Outreach and  
Congregational Mission  
Evangelical Lutheran Church in America

Amy Woolam Echeverria, Director  
Columban Justice, Peace, and Integrity  
of Creation Office (USA)

Rev. Kathryn J. Johnson, Executive  
Director  
Methodist Federation for Social Action

Orlando Tizon, Ph.D., Assistant Director  
Denise Curry, Outreach Coordinator  
Torture Abolition and Survivors Support  
Coalition International

Sr. Maryann Brigid Lawlor, RGS  
Congregational Leader  
Sisters of the Good Shepherd

Dr. John Lloyd Ogilvie,  
President, Leadership Unlimited  
Chaplain, United States Senate, (1995-2003)

Sr. Winifred Doherty, RGS  
United Nations Representative  
Good Shepherd International Justice  
Peace Office

Joel Hanisek,  
United Nations Representative  
Presbyterian Church USA

Rev. Richard Poethig  
Missionary in the Philippines

Rev. Dr. Bryce Little  
Liason, Spanish Evangelical Church/  
Evangelical Presbyterian Church of Portugal  
Presbyterian Church USA

Rev. Eamon Sheridan, SSC, Coordinator  
General Council - Central JPIC  
Missionary Society of St. Columban  
(Hong Kong)

### **Arizona**

Rev. José Olagues, Associate Executive  
Grand Canyon Presbytery  
Phoenix AZ

### **Arkansas**

Rev. Ruskin Falls, Pastor  
Pulaski Heights Presbyterian Church  
Little Rock, AR

### **Colorado**

Rev. Daniel Klawitter  
Religious Outreach Coordinator  
FRESC  
Denver, CO

### **California**

Dr. Rick Schlosser, Executive Director  
California Council of Churches/  
California Council of  
Churches IMPACT  
Sacramento, CA

Bishop Warner Brown  
Resident Bishop, San Francisco Bay Area  
California Nevada Annual Conference  
Member, Council of Bishops  
United Methodist Church

William McKinney, President;  
Dr. Kah-Jin Jeffrey Kuan, Ph.D.  
Associate Professor of Old Testament;  
Jun Stinson, Development Assistant  
Pacific School of Religion  
Berkeley, CA

Rev. Debbie Lee  
United Church of Christ  
Program Director  
PANA Institute  
Berkeley, CA

Rabbi Steven B. Jacobs, Founder  
Progressive Faith Foundation  
Los Angeles, CA  
Rachel R. Redondiez, Co-Founder  
Committee for Human Rights in the  
Philippines  
San Francisco, CA

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American Federation of State, County,  
and Municipal Employees Local 3299 -  
University of California Employees  
Oakland, CA

Executive Board  
Sacramento Central Labor Council  
Sacramento, CA

Kuusela Hilo, Executive Board  
Asian-Pacific American Labor Alliance  
(APALA)  
Los Angeles, CA

Robert McCauley  
Regional Political Organizer  
SEIU-UHW  
Berkley, CA

Ramon Alcantara, Union Representative  
SEIU Local 1000  
Sacramento, CA

Amy Hines, Organizer  
AFSCME Local 3299  
Sacramento CA

Danny Park, Executive Director  
Koreatown Immigrant Workers Alliance  
California

Lucia Lin  
Student Worker Front, UCLA,  
Los Angeles, CA

Lillian Galedo, Executive Director  
Filipinos for Affirmative Action  
Oakland, CA

Stephanie Sayo, Coordinator  
Filipino Community Support (FOCUS)  
Silicon Valley, CA

Rev. Dexter McNamara, Director  
Interfaith Service Bureau  
Sacramento, CA

Rev. Jay Olson, Associate Executive  
Presbytery of Sacramento  
Sacramento, CA

Rev. Nancy Clegg, Hunger Action Enabler  
Presbyterian Hunger Program  
Sacramento and Stockton Presbyteries  
Sacramento, CA

Douglas P. Sibley  
Board of Church and Society  
California-Nevada Conference

Rev. Michael Yoshii & Rev. Ruth  
Cortez,  
Co-Chairs Philippine Solidarity Task  
Force  
California-Nevada Annual Conference;

Laddie Perez-Galang, Chairperson  
Asian-American Ministry Caucus of  
California-Nevada Conference  
United Methodist Church

M. Theresa Basile,  
Communications Director  
Methodist Federation for Social Action  
California-Pacific Chapter, CA

Anore M. Shaw, Member  
Justice Advocacy and Caring Committee  
San Francisco Presbytery  
Oakland CA

Rev. Dr. Frank Alton, Pastor  
Immanuel Presbyterian Church  
Los Angeles, CA

Rev. Michael Leslie, Ordained Minister  
Cumberland Presbyterian Church  
San Francisco, CA

Rev. Robert Forsberg, Pastor  
High St. Presbyterian Church  
Oakland, CA

JoAnn Yoon Fukumoto  
Peace with Justice Educator  
California Pacific Conference  
United Methodist Church  
Los Angeles, CA

Teresita Bautista  
Filipino American Coalition for  
Environment Solidarity  
San Francisco, CA

Dr. Jorge Emmanuel, PhD, President  
Environmental & Engineering Research  
Group  
Pinole, CA

Joi Barrios-Leblanc, Lecturer  
Filipino Literature  
UC Berkeley  
Berkeley, CA

Dr. Peter Chua, Chair  
Critical Filipino and Filipina Studies  
Collective  
San Jose State University  
San Jose, CA

Dr. Angie Ngoc Tran, Ph.D.  
Professor, Political Economy  
California State University, Monterey Bay

Terrence Valen, Executive Director  
Filipino Community Center  
San Francisco, CA

Rev. Peter Tagdulang, Priest  
Gerald E. Shenk, Professor of Social History  
Coordinator, Teacher Preparation  
Program in History/Social Science  
Social & Behavioral Sciences  
California State University, Monterey Bay  
Seaside, CA

David Campbell, Director  
California Communities Program  
Department of Human and Community  
Development  
University of California at Davis  
Davis, CA

Lyle Prijoles, Chairperson  
League of Filipino Students  
San Francisco State University  
San Francisco, CA

Rev. Margo Tenold, Co-Director  
Council of Churches of Santa Clara County  
San Jose, CA

Rev. Gerry Engnan, Priest  
Immaculate Conception Philippine  
Independent Church/  
St. Mark's Episcopal Church  
Van Nuys, CA

Rev. Kathleen Ross, Pastor  
Walteria United Methodist Church  
Torrence, CA

Dr. Ruben S. Gualberto, M.D., Elder  
Filipino American Community Church  
Bakersfield, CA

Rev. Ben Vasquez, Curator  
St. Matthews Episcopal Church/  
Parish of San Roque, Philippine  
Independent Church  
National City, CA

Rev. Rey Del Mundo, Priest  
Parish of St. Mary, Philippine  
Independent Church  
Milpitas, CA

Rev. Fr. Efren B. Picart, Priest  
Philippine Independent Church  
San Leandro, CA

Rev. H. Wilson de Ocera, Pastor  
United Methodist Church  
Daly City, CA

Marion Maningo, Moderator  
Faith Community Church UCC  
Oakland, CA

Rev. Dennis Duhaylungsod, Pastor  
Filipino American UCC  
Freemont, CA

Rev. Leomyr de Jesus, Pastor  
Filipino American Evangelical UCC  
Fremont, CA

Ben Kobashigawa, MA Coordinator  
Asian American Studies  
San Francisco State University

Dr. Masao Suzuki, Representative  
Friends of the Filipino People- East Bay  
Professor of Economics  
Mills College  
Oakland, CA

Kathryn Poethig, Ph.D.  
California State University Monterey Bay  
Seaside, CA

Professor Johanna Poethig  
California State University, Monterey Bay  
Seaside, CA

Aurora C. Lopez, Manager  
Raza Leadership Program  
Spanish Speaking Citizens' Foundation  
East Bay, CA

Kelly Hayes-Raitt  
PeacePATH Foundation  
Santa Monica, CA

Apollo Victoria, Coordinator  
Habi Arts  
Los Angeles, CA

Marisa Mariano, Chair  
BABAE  
San Francisco, CA

Nestor Villatoro, President  
American Guatemalan Association  
Los Angeles CA

Jay Conui, Co-Director  
Asian Pacific Islander Youth Promoting  
Advocacy and Leadership  
Oakland, CA

Sr. Donna Miles  
Adult Education Coordinator  
Sisters of the Good Shepherd.  
Los Angeles, CA

Rev. Farao Wendt, Pastor  
Vine Moni Congregational United  
Church of Christ  
Fremont, CA

Rev. Jeffrey Spencer  
Niles United Church of Christ  
Fremont, CA

Rev. Stephen Glauz-Todrank  
Skyland Community Church  
Los Gatos, CA

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First Filipino American UCC  
San Bruno, CA

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Mary Mino, Co-Moderator  
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United Church of Hayward UCC  
Hayward, CA

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South Hayward United Methodist Church  
Hayward, CA

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Martinez, CA

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Cosmopolitan Evangelical UCC  
San Jose, CA

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Sunnyvale, CA

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Daesung Presbyterian Church  
Sunnyvale, CA

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Parkview Presbyterian Church  
Sacramento, CA

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Indonesian Presbyterian Fellowship  
Sacramento, CA



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Northminster Presbyterian Church  
Sacramento, CA

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Grace Presbyterian Church  
Sacramento, CA

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Grace Community Presbyterian  
Vietnamese Church  
Sacramento, CA

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Rev Gary Cox, Associate Pastor  
Westminster Presbyterian Church  
Sacramento, CA

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Interim Pastor  
First Filipino Presbyterian Church  
Azusa, CA

Rev. Nelson L. Castorillo, Senior Pastor  
Brawley First United Methodist Church  
Brawley, CA

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Wayne MacRostie, Elder  
Carmichael Presbyterian Church  
Carmichael, CA.

Fr. Ben Alforque, MSC  
Riverside Vicariate Vicar Forane  
Diocese of San Bernardino  
Parochial Vicar, St. Catherine of Alexandria  
Riverside, CA

Rev Richard Hutchison, Pastor  
First Presbyterian Church  
Stockton, CA

Rev Byron L Nelson, Interim Pastor  
Trinity Presbyterian Church  
Stockton, CA

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Rev. Bill Habicht, Associate Pastor  
Davis Community Church  
Davis, CA

Dr. Michael Gass, Elder  
Davis Community Church  
Davis, CA

Rev. Brian M. Spangler, Pastor  
Peace Presbyterian Church  
Elk Grove, CA

Rev. Everett D. Bosch, Pastor  
First Presbyterian Church  
Tracy, CA

Rev. Larry Emery, Pastor  
Community Presbyterian Church  
Walnut Grove, CA

Rev. Kathy McIntosh-Smith, Co-Pastor  
Woodland Presbyterian Church  
Woodland, CA

### **District of Columbia**

Dr. Robin Broad, Professor  
International Development Program  
School of International Service  
American University

### **Florida**

Rev. Robert Ilay, Priest  
Cathedral of Jesus of Nazareth,  
Philippine Independent Church  
Tampa, FL

### **Hawaii**

Rev. Bob Miyake-Stoner, Pastor  
Trinity United Methodist Church  
Pearl City, HI

Rev. Nobuko Miyake-Stoner, Pastor  
Harris United Methodist Church  
Honolulu, HI

Rev. Amy C. Wake, Associate Pastor  
First United Methodist Church  
Honolulu, HI

The Rev. James A. Tweedie, Pastor  
Mililani Presbyterian Church  
Mililani, HI

Rev. Barbara Grace Ripple, retired  
United Methodist Church  
Hawaii District Superintendent. 1998-2004  
Aiea, HI

Rev. James A. White, Senior Pastor  
Aiea United Methodist Church  
Aiea, Hawaii

Charlene Cuaresma, President  
Helena Manzano, Vice President  
Filipino Coalition for Solidarity  
Hawaii

Amy Agbayani, President  
Filipinos for Affirmative Action  
Honolulu, Hawaii

Rouel Velasco, Youth Leader  
National Federation of Filipino  
American Associations, Hawaii

### **Illinois**

Bishop Valentin N. Lorejo, Jr.  
St James Parish Philippine Independent  
Church  
Chicago, IL

Bishop Hee-Soo Jung  
Northern Illinois Conference  
The United Methodist Church  
Chicago, IL

Rev. Primitivo C. Racimo, Priest-in-Charge  
St. Margaret of Scotland Episcopal  
Church, Chicago, IL

Rev. Matthew Lang, Program Associate  
Council for a Parliament of the World's  
Religions  
Chicago, IL

Rev. Richard Williams, Campus  
Minister, Agape House  
University of Illinois, Chicago  
Chicago, IL

Dr. Mary Nelson, President Emeritus  
Bethel New Life, Inc.  
Chicago, IL

Rev. Dr. Robert Preston Price  
Cosmopolitan United Church  
Melrose Park, IL

### **Iowa**

Rev. Dr. Mark Achtemeier  
Assoc. Professor of Theology and Ethics  
Dubuque Theological Seminary  
Dubuque, Iowa

### **Kansas**

Rev. David Hansen, retired  
Wichita, KS

### **Maine**

Rev. Marvin M. Ellison, Ph.D.  
Professor of Christian Ethics  
Bangor Theological Seminary  
Portland, Maine

Rev. Alan D. Cogswell, Pastor  
Riverside United Methodist Church  
Porter, Maine

### **Maryland**

Dr. Rachel M. Goldberg, Assistant  
Professor  
Conflict Analysis and Dispute Resolution  
Salisbury University  
Salisbury, MD

Jon Melegrito, Coordinator  
Justice and Compassion Ministry  
St Paul's United Methodist Church  
Kensington, MD

Rev. Roger Scott Powers, Pastor  
Light Street Presbyterian Church  
Baltimore, MD

### **Michigan**

Rev. Melissa Anne Rogers, Pastor  
First Presbyterian Church  
Ann Arbor, MI

Rev. Gary L. Hansen, Bishop,  
North/West Lower Michigan Synod,  
Evangelical Lutheran Church in America  
Lansing, MI

### **Minnesota**

Dr. Eleazar Fernandez  
Professor of Theology  
Rev. Glen Herrington-Hall  
Director of Admissions  
Rev. Dr. Christine M. Smith  
Professor of Preaching  
United Theological Seminary of the  
Twin Cities  
New Brighton, MN

Meg Layese, Coordinator  
Philippine Study Group of Minnesota  
St. Paul, MN

Jim Fournier  
St. Paul, MN  
Project for Pride in Living

Michael Russelle  
St. Anthony Park Neighbors for Peace  
St. Paul, MN

Rev. Douglas Mitchell, Associate Pastor  
Westminster Presbyterian Church  
Minneapolis, MN

Rev. David M Liddle, Pastor at large  
Presbytery of the Twin Cities  
Minneapolis, MN

Elsa Batica  
Filipino-American Women's Network of  
Minnesota  
Minneapolis, MN

Dr. Timothy M. Johnson, Pastor  
Cherokee Park United Church  
St. Paul, MN

Rev. Peter Monkres, Pastor  
First Congregational Church  
Grand Marais, MN

Rev. Kathryn Nelson, Lead Pastor  
Rev. John Clark Pegg, retired  
Tom Liddle, Chair  
Philippines Partnership Committee  
Peace United Church of Christ  
Duluth, MN

Rev. Douglas King, retired  
Presbytery of the Twin Cities Area  
Woodbury, MN

Mary Beaudoin  
Women Against Military Madness  
Minneapolis, MN

Carole Rydberg  
Northwest Neighbors for Peace  
Minneapolis, MN

### **Missouri**

Rev. Nancy W. Carle, Pastor  
Broadway Presbyterian Church  
Sedalia, MO

### **Nevada**

Chito Quijano,  
Chairperson, Union Organizer  
National Nurses Organizing Committee  
Bayan-USA  
Las Vegas, NV

Rev. Carol Woods, Pastor  
Westminster Presbyterian Church  
Las Vegas, NV

Rev. Jim Houston-Hencken  
First Presbyterian Church  
Las Vegas, NV

Rev. John J. Auer  
Rev. John H. Emerson, retired  
Pastor Emeritus  
First United Methodist Church  
Reno, NV

Rev. Ross Doyel, Pastor  
Henderson Presbyterian Church  
Henderson, Nevada

Rev Bruce Taylor, Pastor  
Spanish Springs Presbyterian Church  
Sparks, NV

Vilma Manalo Gorre, Advisor  
Raising Our Asian Rights  
University of Nevada  
Las Vegas, NV

**New Jersey**

Rev. Rusty Eidmann-Hicks, Pastor  
Rev. Adam Tietje, Associate Minister  
Holmdel United Church of Christ  
Holmdel, NJ

Adam D. Diaz, Executive Director  
Lakas Diwa-Filipino Community  
Alliance of New Jersey  
Jersey City, NJ

Rev. Dr. Elizabeth S. Tapia, Director  
Center for study of Christianities in  
Global Contexts  
Drew University Theological School  
Madison, NJ

Rev. Dion R. Tanion, Pastor  
Rev. Gil Panganiban, Co-Pastor  
Asian American Ecumenical Church  
United Church of Christ  
Cresskill, NJ

**New Mexico**

Rev. Tura Hayes, retired  
Presbyterian Church USA  
Farmington, NM

Cam Duncan, Instructor  
National Labor College, NM

**New York**

Rev. Earl Arnold, Stated Clerk  
Presbytery of Cayuga-Syracuse  
Syracuse, NY

Brian O'Shaughnessy  
Executive Director  
Labor-Religion Coalition of New York State

Julia Camagong, Executive Director  
Philippine Forum  
New York, NY

Patrick Purcell  
Director of Special Projects  
UFCW Local 1500, New York

Jason Spoor, President  
Northwest Suburban Teachers Union,  
IFT-AFT Local 1211, New York

Ramon Mappala, Spokesperson  
New York Committee for Human Rights  
in the Philippines  
New York, NY

Rev. Douglas P. Cunningham, Pastor  
New Day United Methodist Church  
Bronx, NY

Dr. Lourdes Beneria  
Professor of Urban Studies  
Cornell University  
Ithaca, NY

Rev. Dr. Lester Edwin J. Ruiz  
Former Academic Dean  
New York Theological Seminary  
New York, NY

Rev. Mieke Vandersall, Director  
Presbyterian Welcome  
New York, NY

Rev. James K. Law, Pastor  
Chinese United Methodist Church  
Chinatown, NY

Rev. Judy Stevens, PhD, Pastor  
St. Paul's United Methodist Church  
Staten Island, NY

Rev. Charles H. Straut, Jr.  
Consultant in Ministry  
Brooklyn, NY

Rev. Laurel Nelson, Pastor  
First Presbyterian Church  
Chair of Mission & Advocacy  
Committee  
Presbytery of Genesee Valley  
Wyoming, NY

Rev. Lucy E. Jones, Pastor  
Reservoir United Methodist Church  
Shokan, NY

Rev. Gordon V. Webster, Co-Pastor  
Downtown United Presbyterian Church  
Rochester, NY

Rev. Garrett E. Anderson, Pastor  
Brick Presbyterian Church  
Perry, NY

Rev. Eileen Weglarz, Rector  
St. Mark's Episcopal Church  
Mount Kisco, NY

### **North Carolina**

Rev. Laura Spangler, Pastor  
Lloyd Presbyterian Church  
Winston-Salem, NC

Rev. Dr. Douglas Wingeier, Pastor  
First Congregational United Church of  
Christ  
Asheville, NC

Rev. Drew Henderson, Associate Pastor  
Covenant Presbyterian Church  
Charlotte, NC

Rev. Dr. Rebecca Todd Peters  
Assistant Professor, Religious Studies  
Elon University  
Elon, NC

### **Ohio**

Sr. Rose H. Kern  
HandCrafting Justice, Columbus  
Columbus, OH

### **Oregon**

Rev. Henry DeGraaff, Co-founder  
Christian Urgent Action Network El  
Salvador  
Jacksonville, OR

### **Pennsylvania**

Rev. David D. Tietje, Senior Pastor  
St. John's United Church of Christ  
Red Lion, PA

Dr. Steven Tuell  
Associate Professor of Old Testament  
Pittsburgh Theological Seminary  
Pittsburgh, PA

Rev. Dr. Julia Sheetz-Willard  
Administrative Coordinator  
Dialogue Institute and *Journal of  
Ecumenical Studies*  
Temple University  
Philadelphia, PA

Rev. Bruce Gascoine, Associate Pastor  
St. Paul's United Methodist Church  
Allison Park, PA

### **Rhode Island**

Rev. Jovelino Ramos, retired  
Presbyterian Church USA  
Cranston, RI

### **South Carolina**

Rev. Dr. Phillip Baker  
Professor of Missiology and Evangelism  
Lutheran Theological Southern Seminary  
Columbia, SC

### **Tennessee**

Eugene TeSelle, Professor Emeritus,  
Vanderbilt University Divinity School,  
Nashville, TN

**Texas**

Rev. Levy Laguardia, Pastor  
Umphress Road United Methodist Church  
Dallas, TX

Rev. Salvador Ramirez, Jr.  
Houston Trinity United Methodist Church  
Houston, TX

**Virginia**

Hunter Mabry  
Augusta Coalition for Peace and Justice  
Waynesboro, VA

Arnedo S. Valera, Esq.  
Executive Director  
Migrant Heritage Commission  
Arlington, VA

Joanna Quiambao, Southeast Coordinator  
Sandiwa-National Alliance of Filipino  
American Youth  
Woodbridge, VA

**Washington**

Theodore E. Smith, Elder  
Wedgwood Presbyterian Church  
Seattle, WA

Ronald Antonio, Chairperson  
Arts Kollektive Organizing Committee  
Seattle, WA

Beth A. Manger  
Peace and Justice Committee  
Wedgwood Presbyterian Church  
Seattle, WA

Aileen Pruiksma  
Pacific Islander and Asian American  
Ministries  
United Church of Christ  
Seattle, WA

**Wisconsin**

Rev. Dr. Darrel Robertson, Pastor  
Presbyterian-Congregational Church  
Ashland, WI

Steve Watrous, Representative  
SweatFree Communities Board  
Milwaukee Clean Clothes Campaign of  
Wisconsin

Pastor Shelley Lykset  
Student Pastor  
Ellsworth United Methodist Church  
Ellsworth, WI