

CAUSE NO: 23-2326

|                                      |   |                                      |
|--------------------------------------|---|--------------------------------------|
| THE STATE OF TEXAS                   | § |                                      |
| EX REL. AVREY J. ANDERSON            | § |                                      |
|                                      | § |                                      |
| Relator-Plaintiff                    | § |                                      |
|                                      | § | IN THE _____ JUDICIAL DISTRICT COURT |
| V.                                   | § | HAYS COUNTY, TEXAS                   |
|                                      | § |                                      |
| KELLY HIGGINS                        | § |                                      |
|                                      | § |                                      |
|                                      | § |                                      |
| <u>In His Official Capacity as</u>   | § |                                      |
| <u>Criminal District Attorney of</u> | § |                                      |
| <u>Hays County, Texas</u>            | § |                                      |
|                                      | § |                                      |
| <u>Respondent-Defendant</u>          | § |                                      |

Notice of Nonsuit Without Prejudice

My name is Avrey James Anderson. I am the Petitioner/Plaintiff in this case. I am filing this Notice of Nonsuit without Prejudice because I no longer want to prosecute this case against the Respondent/Defendant: Kelly Higgins in his official capacity as Hays county Criminal District Attorney.

Respectfully submitted,

/s/ Avrey J. Anderson  
 AVREY J. ANDERSON  
 Relator  
 1000 Springlake Drive  
 Dripping Springs, TX, 78620  
 936-730-5122  
 inventor0520@gmail.com

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Petition for Removal from Office has been served on the Defendant, Kelly Higgins, Criminal District Attorney at 712 S Stagecoach Trail Unit 2057, San Marcos, Texas 78666, by electronic means on even date with the filing hereof.

/s/ Avrey J. Anderson  
**AVREY J. ANDERSON**

### Automated Certificate of eService

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Filing Code Description: Notice  
Filing Description: Notice of Nonsuit  
Status as of 9/21/2023 4:43 PM CST

Associated Case Party: Kelly Higgins

| Name              | BarNumber | Email                       | TimestampSubmitted    | Status |
|-------------------|-----------|-----------------------------|-----------------------|--------|
| Michael Shaunessy |           | mshaunessy@mcginnislaw.com  | 9/21/2023 11:56:01 AM | SENT   |
| Annette Bittick   |           | abittick@mcginnislaw.com    | 9/21/2023 11:56:01 AM | SENT   |
| Julie Denny       |           | jdenny@mcginnislaw.com      | 9/21/2023 11:56:01 AM | SENT   |
| Ian M.Davis       |           | idavis@mcginnislaw.com      | 9/21/2023 11:56:01 AM | SENT   |
| Austin L.Jones    |           | ajones@mcginnislaw.com      | 9/21/2023 11:56:01 AM | SENT   |
| Kelly Higgins     |           | kelly.higgins@co.hays.tx.us | 9/21/2023 11:56:01 AM | SENT   |

Associated Case Party: AvreyJamesAnderson

| Name              | BarNumber | Email                  | TimestampSubmitted    | Status |
|-------------------|-----------|------------------------|-----------------------|--------|
| Avrey J. Anderson |           | inventor0520@gmail.com | 9/21/2023 11:56:01 AM | SENT   |