

CAUSE NO: 23-2535

THE STATE OF TEXAS	§	
EX REL. CHLOE M. LOVE	§	
	§	
	§	
	§	
Relator-Plaintiff	§	
	§	IN THE 207 TH JUDICIAL DISTRICT
V.	§	COURT, HAYS COUNTY, TEXAS
	§	
AVREY J. ANDERSON	§	
	§	
In His Official Capacity	§	
as District Clerk of Hays	§	
County, Texas	§	
	§	
Respondent-Defendant	§	
	§	

Relator-Plaintiff's Motion for Citation of the District Clerk

To the Honorable Judge of Said Court:

Now Comes Chloe M. Love, Relator-Plaintiff, and makes this motion that the Court should issue an order requiring a citation and certified copy of the petition to be served upon Defendant Avrey Anderson and entered into the minutes of the Court in accordance with Texas Local Government Code § 87.016 in this cause and in support thereof would show the Court the following:

I.

The Texas Local Government Code § 87.016(a) requires that after a petition to remove a District Clerk has been filed, the Relator-Plaintiff shall apply in writing to the District Court Judge to require a certified copy of the petition be served upon the

District Clerk. It is further required that under § 87.016(b) when such an application is made while the Court is in session, no action may be taken on the petition unless and until the order is granted and entered into the minutes of the Court.

II.

The petition to remove the District Clerk was filed on September 29, 2023, and included a prayer for citation. This motion constitutes a written application for the purposes of Texas Local Government Code § 87.016(a).

PRAYER

Wherefore, premises considered, Relator-Plaintiff Chloe M. Love prays this Honorable Court issues an order requiring a citation and certified copy of the petition to be served upon District Clerk Avrey Anderson and enters this action into the minutes of the Court.

Respectfully submitted,

Gunter, Bennett & Anthes, P.C.
600 W. 9th Street
Austin, TX 78737



Thomas M. Just
Attorney for Chloe M. Love
State Bar no: 24113382
Office Phone: 512-476-2494
Fax :(512) 476-2497
Email: thomas@gbafirm.com

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above and foregoing instrument was electronically filed with the Clerk of the Court on October 3, 2023, using efile.txcourts.gov.

A handwritten signature in black ink that reads "Thomas M. Just". The signature is written in a cursive style with a large, stylized initial "T".

Thomas M. Just

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Sheliah Merlino on behalf of Thomas Just
Bar No. 24113382
sheliah@gbafirm.com
Envelope ID: 80192782
Filing Code Description: Motion (No Fee)
Filing Description: Motion for Citation of the District Clerk
Status as of 10/3/2023 12:19 PM CST

Associated Case Party: AvreyJamesAnderson

Name	BarNumber	Email	TimestampSubmitted	Status
Avrey Anderson		inventor0520@gmail.com	10/3/2023 12:07:59 PM	SENT
Avrey Anderson		avrey.anderson@co.hays.tx.us	10/3/2023 12:07:59 PM	SENT

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Kelly Higgins		kelly.higgins@co.hays.tx.us	10/3/2023 12:07:59 PM	SENT

Associated Case Party: ChloeMLove

Name	BarNumber	Email	TimestampSubmitted	Status
Thomas Just	24113382	thomasjust@me.com	10/3/2023 12:07:59 PM	SENT