

2020 JUL 17 PM 2:37

BY 
UPSHUR COUNTY, TX.
DEPUTY

THE STATE OF TEXAS §
COUNTY OF UPSHUR §

SECOND AMENDED
ORDER APPOINTING UPSHUR COUNTY, TEXAS
GAME ROOM HEARING AND APPEAL EXAMINER(S)

By reason of the resignation of the Hon. Don Gross as Game Room Hearing and Appeal Examiner for Upshur County, Texas, which was accepted by the Upshur County Commissioners Court on July 15, 2020, and due to said vacancy, this SECOND AMENDED ORDER APPOINTING UPSHUR COUNTY, TEXAS GAME ROOM HEARING AND APPEAL EXAMINER(S) supersedes and replaces in its entirety the original Order Appointing Upshur County, Texas Game Room Hearing and Appeal Examiner dated March 14, 2020, and the Amended Order Appointing Upshur County, Texas Game Room Hearing and Appeal Examiner dated May 4, 2020.

Pursuant to the authority contained in the Upshur County Game Room Regulations adopted by the Upshur County Commissioner's Court on February 28, 2020, the following person(s) are appointed as the Upshur County Game Room Hearing and Appeal Examiner(s):

EACH ACTIVE AND ACTING DULY ELECTED AND SWORN
UPSHUR COUNTY JUSTICES OF THE PEACE.

This appointment collectively of all the duly elected and serving Justices of the Peace shall continue until modified, changed or revoked by the Upshur County Commissioners Court.

All appeals of the denial, suspension or revocation of a game room permit, or any other requests or notices required to be filed under said Game

Room Regulations shall be made in writing to the County Judge of Upshur County, Texas at the following address:

County Judge
Upshur County, Texas
P.O. Box 790
Gilmer, Texas 75644
Telephone: 903.843.4003
Fax: 903.843.0827

A written notice of appeal or any other request is considered "filed" upon the occurrence of any of the following:

- 1) Hand delivery of the written request or application to the Office of the Upshur County Judge;
- 2) Fax transmission of the written request or application to the Upshur County Judge at fax number 903.843.0827; or
- 3) U. S. mail post marked no later than midnight on the last day the written request or application is due to the County Judge of Upshur County, Texas.

Each written appeal or request shall contain the mailing address, telephone number, fax number, and e-mail address of the requesting Game Room Permit applicant, owner or operator.

Upon receipt of such a written notice of appeal or any other request by the Office of the Upshur County Judge, the presiding or acting Upshur County Judge shall appoint any one of the Upshur County Justices of the Peace to act as the Appeal and Examining Officer to perform the functions found in Section 2.2 et. seq. of the Upshur County Game Room Regulations. The Upshur County Justice of the Peace appointed shall not be the Justice of the Peace of

the Precinct where the Game Room or proposed Game Room is physically located in nor of the Justice Precinct which is the primary residence of the Game Room applicant, owner or operator which is requesting the appeal or review. The party requesting the appeal or review shall be notified by the Office of the Upshur County Judge of the name, address and contact information of the Justice of the Peace who will be acting as the Appeal Officer or Examiner at the address specified in the notice of appeal.

Further, any Game Room Permit applicant, owner or operator shall be furnished with a written copy of this Order by the Upshur County Game Room Administrator, which receipt shall be acknowledged in writing by the applicant, owner or operator of any Game Room Permit issued in Upshur County, Texas.

Further, a copy of this Order shall be provided by the Game Room Administrator to any alleged violator of the Upshur County Game Room Regulations at the time any notice of administrative suspension or proposed revocation of license is issued.

Finally, a copy of this Order shall be published on the Upshur County website alongside the Upshur County Game Room Regulations.

Signed this 17 day of July, 2020.



Todd Tefteller
Upshur County Judge

Received:

Printed Name: _____

Date: _____

FILED
TERRI ROSS
COUNTY CLERK

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UPSHUR COUNTY, TX.

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