

## ORDER CANCELLING ELECTION

### **LIBERTY COUNTY HOSPITAL DISTRICT NO. 1's ORDER, CANCELLING MAY 4, 2024, GENERAL ELECTION; DECLARING UNOPPOSED CANDIDATES FOR DIRECTOR POSITIONS ELECTED; REPEALING CONFLICTING ORDERS; AND PROVIDING FOR OTHER MATTERS IN CONNECTION WITH THE CANCELLATION**

**WHEREAS**, the Board of Directors (“Board”) of the Liberty County Hospital District No. 1 (“District”), Texas, on December 18, 2024, adopted an order calling a general election to be held on May 4, 2024 (“Election”), for the purpose of electing two (2) At-Large Directors to the Board; and

**WHEREAS**, Texas Election Code Sections 144.005 and 146.054, establish deadlines for filing applications for a place on the ballot and for receiving declarations of write-in candidacy for the Election which have now expired; and

**WHEREAS**, Dianna Van Tassell, the duly designated Agent of the Board Secretary (the “Agent”), has certified in writing to the Board that Milton L. Fregia, and Margaret C. Gardzina are the sole candidates for election to the two (2) Director positions in the Election; and

**WHEREAS**, the Board hereby finds and determines that the candidates whose names are to appear on the ballot in said election for Directors are unopposed, there are no declared write-in candidates, and no propositions are to appear on the ballot for said Election; and

**WHEREAS**, Texas Election Code, Chapter 2, Subchapter C, authorizes the Board, upon receipt of certification that candidates for an election are unopposed, to declare the unopposed candidates to be elected and, further authorizes the Board to cancel the Election.

**NOW, THEREFORE, IT IS ACCORDINGLY FOUND, DECLARED, AND ORDERED BY THE BOARD OF DIRECTORS OF THE LIBERTY COUNTY HOSPITAL DISTRICT NO. 1 THAT:**

**SECTION 1.** The facts and matters set forth in the preamble of this Order are hereby found to be true and correct.

**SECTION 2.** In accordance with Texas Election Code Section 2.053(a), the following unopposed candidates are hereby declared duly elected to the respective offices shown and shall be issued a certificate of election following the date on which the Election for Directors was to have been held:

- Director, Milton L. Fregia
- Director, Margaret C. Gardzina

**SECTION 3.** Pursuant to Texas Election Code Section 2.053(b), the Election ordered by the Board for May 4, 2024, shall not be held and is hereby canceled and the Agent is hereby directed to cause a copy of this Order to be posted on Election Day at all polling places that would have been used in such Election. The Agent is hereby authorized to take any further actions

authorized by or necessary under the Texas Election Code or other law to cancel the May 4, 2024 Election.

**SECTION 4.** The Board further finds that all orders of this Board in conflict with the provisions of this Order are hereby repealed to the extent of such conflict.

**SECTION 5.** Should any section, paragraph, sentence, clause, phrase, or word of this Order be declared unconstitutional or invalid for any purpose by a court of competent jurisdiction, the remainder of this Order shall not be affected thereby, and to this end the provisions of this Order are declared to be severable.

**SECTION 6.** It is hereby found and determined that the meeting at which this Order was passed was open to the public required by Section 551.001 *et seq.*, Texas Government Code, and that advance public notice of the time, place, and purpose of said meeting was given.

**SECTION 7.** This Order shall take effect immediately upon its passage.

**PASSED AND APPROVED** this the 26<sup>th</sup> day of February, 2024.

C. Bruce Stratton  
President, Board of Directors

ATTESTED BY:

M. Argo  
Secretary, Board of Directors

