

WHEREAS, the Texas Legislature had amended the Texas Code of Criminal Procedure under House Bill 79 (82-1) to add section 4.12 subsection (e) requiring Justices of the Peace in each county to adopt, by majority vote, local rules for the transfer of a pending misdemeanor case from one precinct to a different precinct,

NOW THEREFORE, we the undersigned Justices of the Peace, being a majority of the Justices of the Peace in Victoria County, Texas, do hereby adopt the following Rules for Transfer of Criminal Cases which shall govern the transfer of criminal cases for the Justice Courts in Victoria County, Texas:

RULES FOR TRANSFER OF CRIMINAL CASES

Rule 1. EXCHANGE OF BENCHES. A justice of the peace may hold court, exchange benches, or hear criminal cases for any other justice at the request of that justice without the necessity of an order and without the necessity of transferring the case to the other court.

Rule 2. TRANSFER OF CASES. A case may be transferred from one justice court to another having jurisdiction:

1. Upon motion of a party, for good cause shown;
2. In the event the justice is disqualified to hear or recuses himself or herself from hearing the case;
3. When the case should be transferred in the interest of justice;
4. By agreement of all counsel and/or parties *pro se* and of the court transferring the case, and of the transferee court.

5.
6. When required by a rule of law or venue.

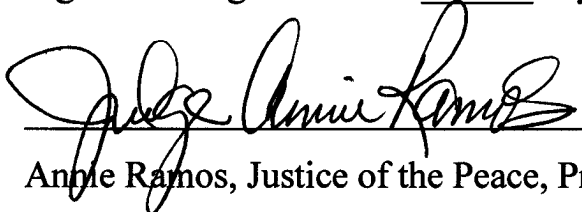
Rule 3. NO TRANSFER WITHOUT CONSENT. No case may be transferred except upon the consent of the justice of the court to which the case is being transferred, unless the transfer is required by a rule of law or venue.

Rule 3. VIEWING AND PUBLICATION. These Rules for Transfer of Criminal Cases shall be available to the public at the offices of each Justice of the Peace. These Rules for Transfer of Criminal Cases shall also be posted on the webpage for the Justice Courts on the official website for Victoria County, Texas.

Rule 4. EFFECTIVE DATE. These Rules of Transfer of Criminal Cases Administration shall be take effect January 1, 2012.

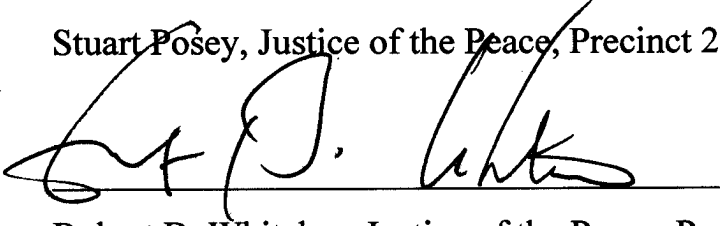
Rule 5. AMENDMENTS. These Rules for Transfer of Criminal Cases may be amended by the majority vote of the Justice of the Peace in Victoria County, Texas.

Signed and Agreed to this 29 day of DECEMBER, 2011, by:


Annie Ramos, Justice of the Peace, Precinct 1



Stuart Posey, Justice of the Peace, Precinct 2

A handwritten signature in black ink, appearing to read 'R. B. Whitaker', written over a horizontal line.

Robert B. Whitaker, Justice of the Peace, Precinct 3

Henry A. Welfel, Jr., Justice of the Peace, Precinct 4