

THE STATE OF TEXAS §

COUNTY OF UPSHUR §

**RESOLUTION AND ORDER NO. 2024-17 OF THE COMMISSIONERS COURT
OF UPSHUR COUNTY, TEXAS
IN SUPPORT OF THE ESTABLISHMENT OF A CIVIL COURT
ALTERNATIVE DISPUTE RESOLUTION SYSTEM**

WHEREAS, a county dispute resolution fund maintained in the county treasury, as required by Tex. Loc. Gov't Code § 135.151, may be used by a county only to establish and maintain an alternative dispute resolution system in accordance with Tex. Civ. Prac. & Rem. Code Ch. 152; and

WHEREAS, an alternative dispute resolution system is "an informal forum in which mediation, conciliation, or arbitration is used to resolve disputes" as defined in Tex. Civ. Prac. & Rem. Code § 152.001, and will be an invaluable tool for resolving disputes among our citizens and will free up our local courts' civil dockets; and

WHEREAS, in Texas, approximately 75%-80% of cases that go through ADR settle. These are resolved with fewer costs to both the litigants and the court, in much less time than going through the court system and with a mutually agreeable solution; and

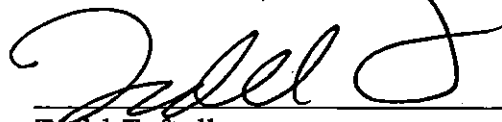
WHEREAS, the county's dispute resolution fund may continue to assess fees and retain such fees for the research, development, and ultimate operation of the county's established alternative dispute resolution system under Tex. Civ. Prac. & Rem. Code Ch. 152, without remitting such fees to the State; and

WHEREAS, county commissioners by order may establish an alternative dispute resolution system as authorized by Tex. Civ. Prac. & Rem. Code § 152.002;

WHEREAS, the Upshur County Commissioners Court desires to support and establish such an alternative dispute resolution system for the benefit and enhancement of the civil court system.

THEREFORE, BE IT RESOLVED AND ORDERED, that the Upshur County Commissioners Court does hereby establish an alternative dispute resolution system under Tex. Civ. Prac. & Rem. Code Ch. 152, and as specifically authorized by Tex. Loc. Gov't Code Sec. 135.151, all civil case filing fees, collected from all new district, county, and justice court case filings and allocated to the dispute resolution fund, shall remain with the county for the research, development, and ultimate operation of the county's alternative dispute resolution system.

APPROVED AND ADOPTED by the Upshur County Commissioners
Court on this the 15 day of NOV, 2024.



Todd Tefteller
Upshur County Judge



Gene Dolle,
Commissioner, Pct. 1

Michael Ashley,
Commissioner Pct. 3



Dustin Nicholson,
Commissioner, Pct. 2

Jay Miller,
Commissioner, Pct. 4

APPROVED AND ADOPTED by the Upshur County Commissioners
Court on this the ____ day of _____, 2024.

Todd Tefteller
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