



THE STATE OF GEORGIA

EXECUTIVE ORDER

BY THE GOVERNOR:

WHEREAS: On October 29, 2020, Spalding County District 5 Commissioner Donald F. Hawbaker was indicted on one count of Aggravated Assault, Family Violence, two counts of Possession of a Firearm During the Commission of a Felony, and five counts of Aggravated Assault on a Peace Officer; and

WHEREAS: The indictment was transmitted to the Governor pursuant to O.C.G.A. § 45-5-6(b), and the certified copy was received on November 4, 2020; and

WHEREAS: On December 7, 2020, Executive Order 12.07.20.01 was issued appointing members to a Review Commission to determine whether the indictment related to and adversely affected the administration of the office of Commissioner Hawbaker such that the rights and interests of the public are adversely affected, and to make a recommendation of whether Commissioner Hawbaker should be suspended from office; and

WHEREAS: By a report dated December 18, 2020, the Review Commission found that the indictment of Donald F. Hawbaker does relate to and does adversely affect the administration of the office of Commissioner, and that the rights and interests of the public are adversely affected thereby, and recommended that Donald Hawbaker be suspended from office pursuant to the provisions of O.C.G.A. § 45-5-6; and

WHEREAS: On December 30, 2020, Executive Order 12.30.20.03 was issued suspending Mr. Donald F. Hawbaker from office pending the final disposition of the case or until the expiration of his term of office, whichever occurs first, as provided in O.C.G.A. § 45-5-6(c); and

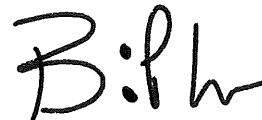
WHEREAS: Pursuant to O.C.G.A. § 45-5-6(c)(1), there being no general or local law, ordinance, or resolution governing the appointment of a

replacement officer, the Governor is authorized to appoint, for the duration of the suspension, a replacement for the Spalding County District 5 Commissioner.

NOW, THEREFORE, PURSUANT TO THE AUTHORITY VESTED IN ME AS GOVERNOR OF THE STATE OF GEORGIA, IT IS HEREBY

ORDERED: That pursuant to O.C.G.A. § 45-5-6(c)(1), Mr. Claiborne (Clay) W. Davis III is hereby appointed to fill the temporary vacancy in the office of Spalding County District 5 Commissioner pending the final disposition of the charges against Mr. Donald Hawbaker or until the expiration of his term of office, whichever occurs first.

This 28th day of January, 2021.



GOVERNOR