

**OPINION SUMMARY**

**MISSOURI COURT OF APPEALS EASTERN DISTRICT**

**NORTHERN DIVISION**

GAVIN HAUK,	)	No. ED99724
	)	
Respondent,	)	
	)	Appeal from the Circuit Court
vs.	)	of Scotland County
	)	
SCOTLAND COUNTY COMMISSION	)	
AND ITS COMMISSIONERS:	)	Hon. Jack N. Peace
CHARLES HARRIS, JR., DAVID	)	
WIGGINS AND DANETTE CLATT	)	
IN THEIR OFFICIAL CAPACITIES,	)	
	)	
Appellants.	)	Filed: February 25, 2014

The Scotland County Commission and Commissioners Charles Harris, Jr., David Wiggins, and Danette Clatt, in their official capacity (collectively “Scotland County”) appeal the judgment of the trial court in favor of Gavin Hauk on his petition for judicial review of Scotland County’s denial of Hauk’s application for a county health permit.

WE AFFIRM.

Northern Division Holds: The trial court did not err in entering judgment in favor of Hauk, finding Scotland County’s decision to deny Hauk a county health permit was arbitrary.

Opinion by: Robert M. Clayton III, C.J.  
Clifford H. Ahrens, J. and Gary M. Gaertner, Jr., J., concur.

Attorney for Appellant: Ivan L. Schraeder, Matthew James Aplington

Attorneys for Respondent: Jennifer Stockton Tucker

**THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.**