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# The State of South Carolina



## Office of the Attorney General

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February 23, 1994

James Randall Davis, Esquire  
Bouknight, Nicholson, Davis, Frawley  
& Anderson  
Attorneys at Law  
Old Courthouse Place  
Post Office Box 489  
Lexington, South Carolina 29071

Dear Randy,

In a letter to this Office you questioned whether S.C. Code Section 44-7-2120 exempts Lexington County Health Services District, Inc., from having to pay filing costs for actions in magistrates' or circuit courts. Such provision makes specific reference to exemptions from tax liabilities and from "any fees, taxes or costs ... in respect of its incorporation, the amendment of its certificate of incorporation, or the recording of any document." No specific reference is made to exemption for filing costs.

Prior opinions of this Office have indicated that in the absence of any exemption clearly indicating that certain filing fees are not to be paid, such fees should be charged. See: Opins. of the Atty. Gen. dated March 26, 1986 and December 12, 1988. Consistent with such it appears that there is no exemption for the Lexington County Health Services District, Inc., for filing costs in magistrates' or circuit courts.

If there is anything further, please advise.

Sincerely,

Charles H. Richardson  
Assistant Attorney General

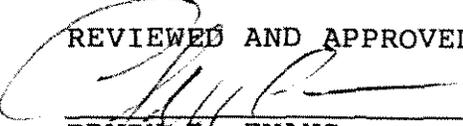
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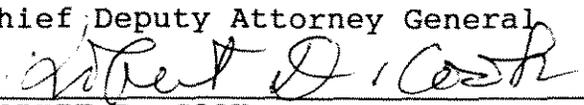
*Dearest Letters*



James Randall Davis, Esquire  
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REVIEWED AND APPROVED BY:

  
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