

1979 WL 42971 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 2, 1979

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Attorneys at Law
P. O. Box 547
Chester, SC 29706

Dear Mr. Short:

I am in receipt of your recent letter concerning the Chester County Board of Directors. As you have stated in your letter, by Order of the Court no elections are to be held in Chester County until the Justice Department approves a plan for Chester County. You have inquired if the members of the Board of Directors can elect a new chairman and other officers.

The Court's Order does not address this question, and I am unaware of any law directly on point. Probably there would be no prohibition to the council following either course. Of course, the surest procedure would be for the members who were serving as officers at the time of the Order to continue to serve in that capacity until new members of the Board are elected and qualified. If the council decides to elect new officers, it may be that you would feel that it would be advisable for you, as county attorney, to request guidance from the Court on this question.

Very truly yours,

Treva G. Ashworth
Senior Assistant Attorney General

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