

1981 WL 157818 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 16, 1981

***1 RE: Defaulted Student Loan Accounts**

Dr. James B. Holderman
President
University of South Carolina
Columbia, South Carolina 29208

Dear Dr. Holderman:

At the request of the University Counsel, this Office has examined approximately 400 files of the University Student Loan Office by the process of a random sampling of more than 200 of said files. We find that the University has diligently followed up with appropriate communications and demands for payment in all cases and have referred appropriate accounts to agencies for collection, including necessary locator efforts on address changes.

Based upon this review of the documentation that accompanied these files, and specifically upon the documentation furnished by the Collection Manager, Student Loan Accounting Division, Treasurer's Office of the University of South Carolina, this Office is satisfied that the University of South Carolina has exerted due diligence in its efforts to collect these monies, and it is the opinion of this Office that it is appropriate that the cases be transmitted to the United States Office of Education for prosecution of these cases by that office. We think that this is appropriate in view of the relatively small percentage which represents the financial interests of the State of South Carolina in the total amount of the funds due and because of the overriding expense and the difficulty in attempting to process these loans through normal legal channels. As the federal instrumentality has furnished 90% of these funds, that federal authority should be requested to undertake recovery.

Sincerely,

Frank K. Sloan
Deputy Attorney General

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