

1977 WL 36995 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

December 16, 1977

*1 Honorable Jack Allison
Cherokee County Magistrate
Cherokee County Courthouse
Gaffney, South Carolina 29340

Dear Judge Allison:

Your letter to the Attorney General regarding magistrates in Cherokee County has been referred to me for reply. Thank you for your patience in awaiting our response.

You have inquired as to the procedure to be followed to reduce the number of magistrates in Cherokee County from three (3) to two (2), suggesting a plan similar to that adopted by the Legislature for Edgefield County (Act No. 558 of 1976).

Without expressing an opinion as to the constitutionality of that legislation, it does appear, as you indicate, that the present situation could only be modified by appropriate legislative action. If constitutionally appropriate, the act you suggested would seem to be a proper model for the modification.

I trust the preceding adequately answers your questions regarding this matter, however, if you have any further questions or suggestions, please feel free to contact me.

With best regards, I am
Very truly yours,

Richard P. Wilson
Assistant Attorney General

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