

Suspends opinion dated 4/17/85.

#1559

The State of South Carolina



T. Travis Medlock
Attorney General

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Attorney General

September 25, 1985

Ms. Virginia Hafen
Register of Mesne Conveyances
Spartanburg County Courthouse
Spartanburg, South Carolina 29304

Virginia
Dear Ms. Hafen:

During a review of an opinion of my Office concerning the number of witnesses required for recording non-durable powers of attorney, it came to my attention that a lawsuit raising the identical issue was pending in Charleston County. I understand that the Honorable Walter Bristow has ruled orally in the case that "South Carolina law must be followed" and that two witnesses would be required for the recording of a power of attorney. I am also advised that Judge Bristow's ruling comports with practice in this State. Therefore, I am herewith suspending the opinion of my Office dated April 17, 1985, concluding otherwise, until such time as the issue may finally be resolved by the South Carolina Supreme Court or the General Assembly.

With kindest personal regards, I am

Sincerely,

T. Travis Medlock
T. Travis Medlock
Attorney General

TTM/an

bcc: Library

REQUEST LETTER