

1981 WL 158093 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

July 9, 1981

***1 Re: Society of the Cincinnati of the State of South Carolina**

Mr. John T. Campbell
Secretary of State
Department of State
Post Office Box 11350
Columbia, South Carolina 29211

Dear Mr. Campbell:

This letter is in response to your opinion request to this office dated June 9, 1981, concerning the issuance of a corporate charter in the name of the above Society on March 19, 1981, when there was already in existence an eleemosynary corporation with the same name chartered in perpetuity by an Act of December 16, 1824.

Since it appears that Act 2332 of 1824 has not been repealed or amended, the charter issued by your office on March 19, 1981, is a duplication of charters and must be cancelled. It should be noted that if your office is to move to involuntarily dissolve the charter created by Act 2332 of 1824 that the procedures as outlined in Section 33-21-110, Code of Laws, South Carolina, 1976, as amended, should be followed.

If there are any questions concerning this matter, please do not hesitate to contact me.

Very truly yours,

C. Havird Jones, Jr.
Assistant Attorney General

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