

1981 WL 157925 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

August 18, 1981

*1 Walter M. Bailey, Jr., Esquire
Corporation Counsel
Town of Summerville
104 Civic Center
Summerville, South Carolina 29483

Dear Mr. Bailey:

You have asked for an opinion as to whether or not one person may simultaneously serve as part-time municipal judge and clerk of municipal court. Enclosed please find copies of two (2) opinions dated September 5, 1973 and September 13, 1979 indicating that each of these positions is an office. Consequently, one may not hold both of these positions at the same time without violating the dual office holding provision of the South Carolina Constitution.

I trust this answers your question. Please contact me if you have further questions.

Very truly yours,

James W. Johnson, Jr.
Assistant Attorney General

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