

1980 S.C. Op. Atty. Gen. 137 (S.C.A.G.), 1980 S.C. Op. Atty. Gen. No. 80-90, 1980 WL 81972

Office of the Attorney General

State of South Carolina

Opinion No. 80-90

August 25, 1980

*1 Honorable Earl M. Middleton
Member
House of Representatives
Orangeburg County
211 Amelia Street
Orangeburg, South Carolina 29115

Dear Mr. Middleton:

Thank you for your letter of August 21, 1980, concerning the legal residence of Mr. Samuel J. Selph, a candidate for election to the Public Service Commission from the Sixth Congressional District. Mr. Selph has asserted residence in Williamsburg County.

I have inspected the pertinent records of the proceedings before the Merit Selection Panel and before the Legislative Screening Committee and it is clear that the question of the place of residence of Mr. Selph was fully and extensively considered by each. Both bodies found that Mr. Selph was qualified to be a candidate for election as a member of the Public Service Commission, and to reach this determination, it was necessary that a finding be made by them as to the place of residence of the candidate. Some reservation was stated by the Legislative Screening Committee with regard to the issue of residency but, nevertheless, it found that Mr. Selph was qualified to be elected as a Commissioner.

The factual findings by these two bodies is, in my opinion, conclusive of the matter, as each determination is abundantly supported by the evidence produced before each body.

It is my opinion that Mr. Selph must be considered a legal resident of Williamsburg County.

Very truly yours,

Daniel R. McLeod
Attorney General

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