

1977 WL 37352 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 31, 1977

***1 In Re: City of Goose Creek—Terms of office of Mayor and Council**

Mr. H. Norman West
Attorney at Law
Post Office Box 716
Moncks Corner, South Carolina 29461

Dear Norman:

Thank you for your letter of May 25, 1977, stating that you wish to have a declaratory action brought to determine the propriety of terms of office of members of City Council.

I do not see how I would be warranted in bringing such an action, for it appears to me that it is solely one involving the City of Goose Creek. I have usually found that an action of this nature can be explained to everyone and they usually understand that the purpose is merely to get a court determination to remove any questions about the matter. Someone will have to represent the parties, of course, but some arrangements will have to be made to handle this. I, frankly, do not see what standing I would have to raise the issue about a city problem of this nature, even if neither party raised the issue. In such circumstances, the court very well could ask the question and I would be hard put to answer it. Aside from this, I am simply snowed under with work and it would be difficult to take on this additional task. I am sure you will understand that I would like to help if at all possible and I hope the action can be brought so as to satisfy everyone concerned.

With best wishes,
Cordially,

Daniel R. McLeod
Attorney General

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