

1975 WL 28946 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 19, 1975

\*1 Mr. J. D. Compton  
President  
Cedar Grove Precinct  
R. F. D. 4  
Belton, South Carolina

Dear Mr. Compton:

I am sorry that I have not had an opportunity to reply to your letter previously.

You inquire as to the dual officeholding status of one who occupies at the same time the position of County Attorney, Assistant Solicitor, and Attorney for School District No. 3.

I am enclosing herewith correspondence in which I have previously considered two of these problems. You will note that I have already expressed the opinion that Assistant Solicitor and County Attorney are each offices. With respect to the position of Attorney for the School District, it is my information that some changes have been made in the legislation or in some other administrative areas, but I am not completely certain about that. I would have to consider the matter in the light of what the actual facts are. In any event, one who occupies the dual officeholding status continues in each office and his acts and doings in that office are valid unless and until the matter is rectified by designation of a successor or by resolution by lawsuit.

My delay in responding to your inquiry is because of the fact that this Office has recently been engaged in moving location and, consequently, many of the documents bearing on the matter were not immediately available.

With best wishes,  
Very truly yours,

Daniel R. McLeod  
Attorney General

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