

1974 WL 27575 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 4, 1974

***1 RE: Saluda County School District No. 1**

Honorable Cyril B. Busbee
State Superintendent of Education
Department of Education
Columbia, South Carolina

Dear Mr. Busbee:

In answer to your request for advice concerning the disbursement of the funds to the schools in Saluda County, in light of the recent decision of the United State Court of Appeals for the Fourth Circuit, the Department of Education should continue to distribute funds to both entities as if two separate school districts. The basis for this opinion is the fact that the Order from the Fourth Circuit merely vacated Judge Hemphill's Order of August 20, 1973, and the Order directing separate payments by the Department is dated September 1, 1973. In conclusion therefore, the Order directing separate payments is still in effect until such time as altered by a further Order from Judge Hemphill.

Please contact me if you have any further questions or if I can be of any further assistance.

Very truly yours,

Hardwick Stuart, Jr.
Assistant Attorney General

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