

1973 WL 27777 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

December 18, 1973

*1 Mr. C. Weston Houck
Attorney at Law
P. O. Box 1252
Florence, South Carolina 29501

Dear Mr. Houck:

This letter is to confirm our telephone conversation concerning my letter of December 12, 1973, regarding a guardianship bond for a Workman's Compensation Claim. In that conversation you informed me that the true controversy, not previously stated in your letter of October 5, 1973, was the fact that the Judge did not want to raise the bond each year; the bond merely being renewed annually for the same amount taken out initially.

A renewal bond should be increased each year in an amount equal to the yearly increase in order to protect the estate. The Judge is acting within his discretion in ordering the bond to be renewed yearly; however, that bond should be increased yearly to an amount to cover all assets under the control of the guardian plus the estimated annual income, the bond would be in 'double the amount of such estate', Section 31-4.

Sincerely,

Treva Ashworth
Staff Attorney

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