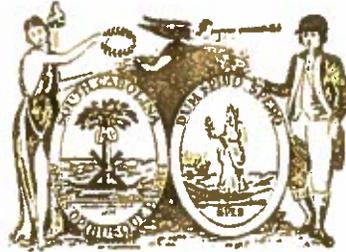


State of South Carolina  
Executive Department



**FILED**

FEB 16 2017

*Mark Hammond*  
SECRETARY OF STATE

Office of the Governor

**EXECUTIVE ORDER NO. 2017-04**

**WHEREAS**, on February 16, 2017, Representative John Michael “Mick” Mulvaney resigned his office and seat in the United States House of Representatives representing the fifth congressional district of the State of South Carolina by way of the attached letter, effective immediately, to accept the appointment of the President, by and with the advice and consent of the United States Senate, to serve as Director of the Office of Management and Budget in the Executive Office of the President; and

**WHEREAS**, by virtue of the resignation of Representative Mulvaney, there exists a vacancy in such office and seat in the United States House of Representatives representing the fifth congressional district of the State of South Carolina for the duration of the unexpired term ending in January of 2019; and

**WHEREAS**, Article I, Section 2 of the United States Constitution provides that “[w]hen vacancies happen in the Representation of any State, the Executive Authority thereof shall issue Writs of Election to fill such Vacancies”; and

**WHEREAS**, the Governor of the State of South Carolina, as the Executive Authority of the State, shall declare such vacancy and issue a Writ of Election ordering a special election to fill the vacancy in the representation of the State of South Carolina in the United States House of Representatives; and

**WHEREAS**, section 7-13-190 of the South Carolina Code of Laws sets forth the process, procedure, and schedule for conducting a special election to fill the vacancy created and occurring by virtue of the resignation of Representative Mulvaney of the office and seat in the United States House of Representatives representing the fifth congressional district of the State of South Carolina.

**NOW, THEREFORE**, by virtue of the authority vested in me as Governor of the State of South Carolina and pursuant to the Constitution and Laws of this State and the powers conferred upon me by Article I, Section 2 of the United States Constitution, I hereby declare the office and seat in the United States House of Representatives representing the fifth congressional district of the State of South Carolina vacant and Order the State Election Commission to conduct a special election to fill such vacancy as provided by law and in accordance with the process, procedure, and schedule set forth in section 7-13-190 of the South Carolina Code of Laws. This Order and Writ of Election is effective immediately.



**GIVEN UNDER MY HAND AND THE GREAT SEAL OF THE STATE OF SOUTH CAROLINA, THIS SIXTEENTH DAY OF FEBRUARY, 2017.**

A handwritten signature in blue ink, reading 'Henry McMaster', is written over a horizontal line.

**HENRY MCMASTER**  
Governor

ATTEST:

A handwritten signature in blue ink, reading 'Mark Hammond', is written over a horizontal line.

**MARK HAMMOND**  
Secretary of State



HOUSE OF REPRESENTATIVES  
WASHINGTON, D.C. 20515

MICK MULVANEY

February 16, 2017

The Honorable Henry McMaster  
Governor  
State of South Carolina  
800 Richland Street  
Columbia, S.C. 29201

Dear Governor McMaster:

Earlier today I was confirmed by the United States Senate to serve as President Trump's Director of the Office of Management and Budget. Assuming this office requires me to resign my position as the United States Representative for the 5<sup>th</sup> Congressional District of South Carolina.

It has been a great honor and personal privilege to represent the people of South Carolina in Congress. The people of my district, and of our state, are some of the nicest, hardest working people I've ever met. They care deeply about our state and our nation, and I will be forever grateful for the opportunity to have been able to serve them.

However, the opportunity to work directly with the President in his Cabinet to shape our nation's budget and ensure financial stability for generations to come is a call to service I simply cannot ignore. I am truly honored that President Trump has given me this opportunity.

So, in hopes that I can better serve our nation, the President, the people of the 5<sup>th</sup> Congressional District, and the state of South Carolina, I hereby tender my resignation as United States Representative, effective immediately.

Thank you for your service to our state and your continued friendship.

Respectfully,



Mick Mulvaney  
Member of Congress