



# News Release

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STATE OF SOUTH CAROLINA

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## McMaster Announces End of *SC vs. NC* “Water War” Settlement a “Model for Regional Cooperation”

**Columbia, S.C.** – South Carolina Attorney General Henry McMaster announced today that the United States Supreme Court case of *SC v. NC* has been settled. A Settlement Concept was agreed to by all four (4) parties to the litigation and was unanimously approved by the Bi-State Commission on November 12, 2010. The Settlement Concept was then reduced to a Settlement Agreement and has been signed by all parties.

Read the Settlement Agreement: <http://www.scag.gov/newsroom/pdf/2010/waterwarsettlement.pdf>

Upon the recommendation of all parties, the Supreme Court has now dismissed the action. “I believe this settlement, which employs Duke’s Comprehensive Relicensing Agreement (CRA) as a foundation, is a model for regional cooperation,” said McMaster. “We believe this settlement represents an excellent result for South Carolina, as well as for all citizens in the Catawba Basin.”

Read the Order of the U.S. Supreme Court:  
<http://www.scag.gov/newsroom/pdf/2010/CertifiedStipulationforDismissal.pdf>

The case was accepted by the Supreme Court in its original jurisdiction as only the 138<sup>th</sup> case in the history of the country. The Court’s acceptance of the case was clearly a pivotal event in reaching the settlement. North Carolina substantially amended its IBT statute in conjunction with the litigation. The criteria contained in the newly amended North Carolina IBT law, such as notice and an opportunity to be heard by all citizens in the Basin, provided a foundation for the settlement terms.

“We are pleased to report that this settlement addresses the fundamental question of IBT’s, raised by the litigation, in a fair manner for everyone,” said McMaster. “Through the terms of the settlement, both North and South Carolina will be close neighbors rather than a plaintiff and defendant in a lawsuit.”

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