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MUNICIPAL ORDINANCE - SOUTH CAROLINA

Whitehurst v. Town of Sullivan's Island

Supreme Court of South Carolina - July 16, 2025 - S.E.2d - 2025 WL 1947815

After denial of her motion to suppress, defendant was convicted in the Municipal Court, Town of Sullivan's Island, of violating town's disorderly conduct ordinance for loudly berating her ride-share driver with profanity and xenophobic epithets on public street in residential area at almost 2:00 a.m.

Defendant appealed. The Circuit Court affirmed. Defendant appealed.

The Supreme Court held that:

- Ordinance was a content-neutral time, place, and manner restriction that did not violate free speech rights as applied;
- Ordinance was not unconstitutionally vague under Due Process Clause; and
- State established sufficient chain of custody to admit video from ride-share driver's dash camera.

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