

ARTICLE VIII

DEFAULTS AND REMEDIES

Section 8.01. The holders of the bonds from time to time and of the coupons representing interest payable thereon shall have full and unrestricted right to bring such actions against either the County or, in the name of the County, against the Lessee as may be necessary to cause all of the provisions of this Indenture and of the Lease Agreement to be fully enforced and to that end shall have and may exercise all remedies permitted and provided in the Constitution and laws of the State of South Carolina; provided, however, that except for the right to bring suit on one or more defaulted bonds and interest coupons, any legal action to be instituted under the provisions of this Article may be so instituted only by the holders of not less than 55% in aggregate principal amount of the bonds then outstanding, or by the Trustee in its discretion (or mandatorily if so requested by an instrument in writing signed by the holders of not less than 55% in aggregate principal amount of the bonds outstanding), but the Trustee prior to bringing any such action may require indemnification as provided in subsection (e) of Section 12.01. Without otherwise limiting the right of the bondholders or Trustee to such remedies as may be available to them, said bondholders or Trustee may, either at law or in equity, by suit, action, mandamus, or other proceedings, protect and enforce any and all rights granted hereunder and may enforce and compel performance of all duties required by this Indenture to be performed by the County or any officer thereof, including the fixing, charging and collecting of rents.