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May 16 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable Joan H. Toal
Acting Circuit Court Judge

Appellate Case No. 2023-000727

Lenora Childers, Individually and as Personal Representative of the
Estate of Lewis C. Childers, Plaintiff,

v.

Davis Mechanical Contractors, Inc.; Flame Refractories, Inc.;
General Boiler Casing Company, Inc.; HEFCO, Inc.; J.R. Dean
Company, Inc.; Payne & Keller Company; SFB, Incorporated;
Stafford Insulation Company; Standard Insulation Company of
N.C., Inc.; Systra Engineering, Inc.; United Construction Co. of
Rome, Inc.; Wind Up, Ltd., Individually and as Successor-in-
Interest to Pipe & Boiler Insulation, Inc. f/k/a Carolina Industrial
Insulating Co., Defendants,

Flame Refractories, Inc., United Construction Co. of Rome, Inc.,
Wind Up, Ltd., Individually and as Successor-in-Interest to Pipe &
Boiler Insulation, Inc. f/k/a Carolina Industrial Insulating Co.,
Payne & Keller Company, and PBI QSF, LLC, By and Through
Their Duly Appointed Receiver Peter D. Protopapas, Third-Party
Plaintiffs,

v.

Zurich American Insurance Company (Individually and as
Successor to Northern Insurance Company of New York, Maryland
American General Insurance Company, and Maryland Casualty
Company); Allstate Insurance Company; John Tighe; Sean
Anthony Beatty; Dennis William Cahill; Catherine Ann Carlino;
Andre Lefebvre; David Dean Shumway; Gil Chandler, Michael
Davenport; Linda Young Pettigrew; Gwyn Wallace Fuller; Daniel
Robert Keddie; Julie Ann Fortune; Michael John Crall; James
Francis Meehan; Larry Gene Simmons; Arrowpoint Group, Inc.;
Arrowpoint Capital Corp.; Admiral Insurance Company;
Continental Insurance Company (Individually and as Successor in
interest to Harbor Insurance Company); Hartford Accident and

Indemnity Company, Travelers Casualty & Surety Company f/k/a Aetna Casualty & Surety Company, National Union Fire Insurance Company of Pittsburgh, PA, Medmarc Casualty Insurance Company, Individually and as Successor in Interest to Dependable Insurance Company, Inc., Berkshire Hathaway Specialty Insurance Company f/k/a Stonewall Insurance Company, Individually and as Successor in interest to Stonewall Surplus Lines Insurance Company, Lexington Insurance Company, First State Insurance Company, Birmingham Fire Insurance Company, Certain Underwriters at Lloyd’s of London and various London Market Companies, South Carolina Property and Casualty Insurance Guaranty Association, R.L. Jarrett (Underwriting) Agency, Inc., U.S. Risk, L.L.C., Rexel USA, Inc., Compass Risk Services, LLC, SKRLA, LLC, Century Indemnity Company, in its own capacity and as successor to CCI Insurance Company, as successor to Insurance Company of North America, United States Fire Insurance Company, and Fireman’s Fund Insurance Company,

Third-Party Defendants,

of which

Payne & Keller Company, by and through its Receiver Peter D. Protopapas, is the

Respondent,

and

AIG Property Casualty Company, formerly known as Birmingham Fire Insurance Company; Lexington Insurance Company; National Union Fire Insurance Company f/k/a Stonewall Insurance Company, individually and as successor in interest to Stonewall Surplus Lines Insurance Company; Continental Insurance Company, individually and as successor in interest to Harbor Insurance Company; and Travelers Casualty & Surety Company f/k/a Aetna Casualty & Surety Company are the

Appellants.

APPELLANT THIRD-PARTY DEFENDANT TRAVELERS CASUALTY AND SURETY COMPANY’S MOTION FOR ADMISSION OF HARRY LEE, ESQ. *PRO HAC VICE*

Comes now, the undersigned counsel for Appellant Third-Party Defendant Travelers Casualty and Surety Company, by and through their undersigned counsel, and, without waiving any jurisdictional objections of the Appellant Third-Party Defendant, moves this Court for an

Order permitting the *Pro Hac Vice* admission of Harry Lee, Esquire to appear before the Court in the above-captioned case as counsel for Appellant Third-Party Defendant Travelers Casualty and Surety Company (hereinafter “Defendant”). In support of this Motion, counsel for Defendant would respectfully show the Court as follows:

1. Harry Lee is a shareholder in the firm of Steptoe & Johnson LLP, 1330 Connecticut Avenue, NW Washington, DC 20036.

2. Mr. Lee is a duly licensed attorney admitted to practice and in good standing in the State of Maryland, the District of Columbia, the United States Supreme Court, the U.S. Court of Appeals for the District of Columbia, The U.S. Court of Appeals for the Fourth Circuit, The U.S. Court of Appeals for the Sixth Circuit, The U.S. Court of Appeals for the Seventh Circuit, and The U.S. Court of Appeals Federal Circuit, District of Columbia Bar Membership No. 413056. A certificate of good standing issued by the District of Columbia Bar is attached hereto (Exhibit “B”). No disciplinary action has taken place since the issuance of the certificate, and Mr. Lee has not received public discipline by any Court or lawyer regulatory organization nor has any revocation of any *pro hac vice* admission.

This motion is based upon the South Carolina Rules of Appellate court, the Verified application for Admission *Pro Hac Vice* submitted herewith (Exhibit “A”) and any other affidavit (Exhibit “C”) and/or materials that may be submitted prior to a hearing on this matter. Counsel for Defendants respectfully prays for an Order of this Court allowing and permitting the appearance of Harry Lee, Esquire, to practice *pro hac vice* in this action. Prior to filing this motion, counsel for Travelers consulted with counsel for the Respondent, and Respondent does not object to this motion.

[SIGNATURE PAGE TO FOLLOW]

Respectfully submitted,

WOMBLE BOND DICKINSON (US) LLP

By: /s/ M. Todd Carroll

M. Todd Carroll

S.C. Bar No. 74000

todd.carroll@wbd-us.com

M. Elizabeth O'Neill

S.C. Bar No. 104013

elizabeth.oneill@wbd-us.com

1221 Main Street, Suite 1600

Columbia, South Carolina 29201

803.454.6504

*Counsel for Appellant Third-Party Defendant Travelers Casualty
and Surety Company*

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PROOF OF SERVICE

I, the undersigned of the law offices of Womble Bond Dickinson (US) LLP, attorneys for Appellant, do hereby certify that I have served all parties to this appeal with a copy of the pleading(s) specific below by emailing them at the addresses below:

Pleading(s): Appellant Third-Party Defendant Travelers Casualty and Surety Company's Motion for Admission *Pro Hac Vice* of Harry Lee, Esq.

Parties Served:

Peter D. Protopapas (pdp@rplegalgroup.com)
Brian M. Barnwell (bb@rplegalgroup.com)
John B. White, Jr. (jwhite@johnbwhitelaw.com)
Marghretta H. Shisko (mshisko@johnbwhitelaw.com)
Christopher Jones (cjones@johnbwhitelaw.com)
Griffin Littlejohn Lynch (glynych@johnbwhitelaw.com)
Scott Shutte (scott.schutte@morganlewis.com)
Brady Edwards (brady.edwards@morganlewis.com)

Counsel for Respondent Payne & Keller Corp., through its Receiver Peter D. Protopapas

May 16, 2023

WOMBLE BOND DICKINSON (US) LLP

By: /s/ M. Todd Carroll
M. Todd Carroll
S.C. Bar No. 74000
todd.carroll@wbd-us.com
M. Elizabeth O'Neill
S.C. Bar No. 104013
elizabeth.oneill@wbd-us.com
1221 Main Street, Suite 1600
Columbia, South Carolina 29201
803.454.6504

Counsel for Appellant Third-Party Defendant Travelers Casualty and Surety Company