

IN THE STATE OF SOUTH CAROLINA
In the Supreme Court

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Aug 21 2023

S.C. SUPREME COURT

APPEAL FROM UNION COUNTY
Court of Common Pleas
William A. McKinnon, Circuit Court Judge

Appellate Case No. 2022-000853

Dwayne Thompson, Respondent,

v.

LG Chem, Ltd., LG Chem America, Inc.,
and Rolling Fog Vapor Company, LLC,Defendants,

Of whom, LG Chem, Ltd. and LG Chem America, Inc. are the..... Petitioners.

MOTION TO SUPPLEMENT THE APPENDIX

Pursuant to Rule 212(b), SCACR, Respondent Dwayne Thompson moves the Court to supplement the Appendix. Respondent wishes to supplement the Appendix for the following reasons. This Appeal concerns personal jurisdiction and the Circuit Court's Orders that followed a jurisdictional discovery period. To give a complete statement of the case, Respondent wishes to refer to several motions that were filed by the parties with regards to jurisdictional discovery that are not currently part of the Appendix. These include:

1. Respondent's Motion to Compel Defendant Rolling Fog Vapor Company, LLC, with exhibits, filed December 16, 2019;

2. Defendant Rolling Fog Vapor Company, LLC's Motion for Order to be Relieved as Counsel, with exhibits, filed January 23, 2020; and

3. Petitioners' Motion for Protective Order, with exhibits, filed August 21, 2020.

Respondent also requests that submissions filed by the parties with respect to Respondent's Motion to Dismiss this Appeal also be made part of the Appendix, as the appealability issue was first raised after Appeal and there was no opportunity before the Circuit Court to incorporate the submissions into the record. Lastly, the United States Customs import data that is currently within the Appendix is not a complete reproduction of the documents that were filed with the Circuit Court. Respondent accordingly requests permission to supplement with a complete reproduction of the filings.

The undersigned attorney for the Respondent hereby certifies that he has consulted with counsel for the Petitioners, who does not consent to Respondent's request to supplement the Appendix. A copy of the proposed Supplemental Appendix is attached as Exhibit A.

[SIGNATURE PAGE TO FOLLOW]

Respectfully submitted,

August 21, 2023
Hampton, South Carolina

By:  _____

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