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SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Richland County
Court of Common Pleas

Jean Hoefer Toal, Circuit Court Judge

Case No. 2022-CP-40-03834
Appellate Case No. 2023-001096

Donna B. Welch, individually and as Personal Representative of the Estate of
Melvin G. Welch, deceased,

Respondent,

v.

Advance Auto Parts, Inc., American Honda Motor Co., Inc., Atlas Asbestos Co,
Atlas Turner, Inc. as successor to Atlas Asbestos Co, a foreign company, Bahnson,
Inc., Covil Corporation, Daniel International Corporation, Davis Mechanical
Contractors, Inc., Ellington Insulation Company, Inc., Fluor Constructors
International f/k/a Fluor Corporation, Fluor Constructors International, Inc., Fluor
Daniel Services Corporation, Fluor Enterprises, Inc., General Parts, Inc.
individually and as successor-in-interest to Carquest Corporation, Goodrich
Corporation f/k/a The B. F. Goodrich Company, The Goodyear Tire & Rubber
Company, Graybar Electric Company, Inc., Honeywell International, Inc.
individually and as successor-in-interest to Allied Signal, Inc., as successor to
Bendix Corporation, Morse Tec LLC f/k/a Borgwarner Morse Tec LLC, and
successor-by-merger to Borg-Warner Corporation, Occidental Chemical
Corporation as successor to Durez Corporation, O'reilly Automotive Stores, Inc.,
Paramount Global f/k/a Viacomcbs Inc., f/k/a CBS Corporation, a Delaware
corporation f/k/a Viacom, Inc., successor-by-merger to CBS Corporation, a
Pennsylvania corporation, f/k/a Westinghouse Electric Corporation, Pneumo Abex
LLC successor-in-interest to Abex Corporation, Redco Corporation f/k/a Crane
Co., Reinz Wisconsin Gasket LLC f/k/a and/or successor to Reinz Wisconsin
Gasket Co. and Wisconsin Gasket Manufacturing Co., a wholly owned subsidiary
of Dco LLC, Rust Engineering & Construction, Inc., Rust International Inc.,
Southern Insulation, Inc., Spirax Sarco, Inc., Union Carbide Corporation, Westrock
MWV, LLC individually and as successor-in-interest to Westvaco, ZF Active
Safety US Inc. f/k/a Kelsey-Hayes Company,

Defendants,

Of which Atlas Turner, Inc. is the

Appellant.

**APPELLANT'S DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

**Counsel identified on next page*

CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
Russell G. Hines (SC Bar No. 72100)
James D. Gandy, III (SC Bar No. 11925)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

Attorneys for Appellant

Appellant, Atlas Turner, Inc., proposes the following to be included in the Record on Appeal (but avoiding any unnecessary duplication of matter in the record):

Orders

1. Order holding Atlas Turner, Inc. in Contempt, filed May 11, 2023;
2. Form 4 Order denying Atlas Turner, Inc.'s Motion to Reconsider, filed June 16, 2023;
3. Order Striking Atlas Turner's Answer, filed June 20, 2023;
4. Order on Plaintiffs' Motion to Appoint a Receiver, filed June 21, 2023;
5. Form 4 Order denying Atlas Turner, Inc.'s Motion to Reconsider, filed June 28, 2023;
6. Form 4 Order denying Atlas Turner, Inc.'s Motion to Reconsider, filed June 28, 2023;

Pleadings

7. All Complaints and Amendments;
8. All Answers of Atlas Turner to All Complaints and Amendments;

Transcripts

9. Hearing, April 19, 2023;
10. Hearing May 4, 2023;

Other materials or documents

11. All Motions by Atlas Turner to Dismiss All Complaints and Amendments and Supporting Memoranda and Exhibits;
12. Affidavit of Richard Dufour dated September 7, 2022;
13. Affidavit of Richard Dufour dated December 28, 2022;
14. Motion to Reconsider and Vacate the Contempt Order of May 11, 2023, filed May 22, 2023;
15. Motion to Reconsider the June 20, 2023 Order Striking Atlas Turner's Answer,

filed June, 22, 2023;

16. Motion to Reconsider the June 21, 2023 Order on Plaintiffs' Motion to Appoint a Receiver, filed June 22, 2023;
17. Atlas Turner's Motion to Dismiss Plaintiff's Fourth Amended Complaint, filed July 3, 2023;
18. Notice of Appeal with Proof of Service.

I certify that this Designation of Matters contains no matter which is irrelevant to this appeal.

Respectfully submitted,
CLEMENT RIVERS, LLP

By: s/Stephen L. Brown
Stephen L. Brown (SC Bar No. 66468)
Russell G. Hines (SC Bar No. 72100)
James D. Gandy, III (SC Bar No. 11925)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488
Attorneys for Appellant

Charleston, South Carolina

October 6, 2023