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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

The Honorable Jean H. Toal
Acting Circuit Court Judge

Case No. **2022-CP-40-06627**

Terry L. Green, Sr., as the Personal Representative
of the Estate of Robert J. Green, Deceased and
Evelyn V. Green, Individually.....Plaintiffs,

v.

3M Company; Advance Stores Company Incorporated;
Amentum Environment & Energy, Inc.; AutoZone, Inc.; Beaty
Investments, Inc.; The Bonitz Company; CH2M Hill Engineers,
Inc.; Cleaver-Brooks, Inc.; Covil Corporation; Daniel International
Corporation; Davis Mechanical Contractors, Inc.; Eaton Corporation;
Ellington Insulation Company, Inc.; Fluor Constructors International;
Fluor Enterprises, Inc.; Ford Motor Company; General Electric
Company; General Parts, Inc.; Genuine Parts Company;
GG of Florida, Inc.; The Goodyear Tire & Rubber Company;
Great Barrier Insulation Co.; Heat & Frost Insulation Company;
ITT LLC; J. & L. Insulation, Inc.; K-Mac Services, Inc.; LGE
(OLD Co.), Inc.; LGE&C (OLD Co.) LLC; Metropolitan Life
Insurance Company; Michelin Corporation; Michelin North America,
Inc.; O'Reilly Auto Enterprises, LLC; O'Reilly Automotive Stores, Inc.;
Occidental Chemical Corporation; Paramount Global; Plastics
Engineering Company; Pneumo Abex LLC; Presnell Insulation Co.,
Inc.; RedCo Corporation; Rockwell Automation, Inc.; Schneider
Electric USA, Inc.; Southern Insulation, Inc.; Spirax Sarco, Inc.;
Springs Industries, Inc.; Springs Industries, LLC; Standard Insulation
Company of N.C., Inc.; Starr Davis Company, Inc.; Starr Davis
Company of S.C., Inc.; Thermo-Kinetics Industries, Inc.;
Union Carbide Corporation; Wind Up, Ltd.,.....Defendants,

Davis Mechanical Contractors, Inc.,
by and through its Receiver Peter D. Protopapas.....Third-Party Plaintiff,

v.

American Home Assurance Company; Columbia Casualty Company; Continental Casualty Company; Continental Insurance Company; Federal Insurance Company; Fireman’s Fund Insurance Company; Republic Insurance Company, now known as Starr Indemnity & Liability Company; United States Fire Insurance Company; Brandywine Holdings Corporation; and Riverstone Claims Management, LLC,Third-Party Defendants,

of which

Davis Mechanical Contractors, Inc., through its Receiver Peter D. Protopapas, is theRespondent,

and

Republic Insurance Company n/k/a Starr Indemnity & Liability Company is theAppellant.

NOTICE OF APPEAL

Republic Insurance Company n/k/a Starr Indemnity & Liability Company (the “Appellant”) appeals the Honorable Jean H. Toal’s October 12, 2023 order, filed in Richland County Circuit Court in the Coordinated Asbestos Docket in Civil Action Number 2022-CP-40-06627, captioned “Order Granting Partial Summary Judgment for Davis Mechanical Contractors Inc.” (the “Order”), and attached as Exhibit A.

The Appellant received written notice of the Order on October 12, 2023. There is no transcript available because the Order was entered without mutual briefing and without a hearing.

October 18, 2023

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APPEAL FROM RICHLAND COUNTY
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Company of N.C., Inc.; Starr Davis Company, Inc.; Starr Davis
Company of S.C., Inc.; Thermo-Kinetics Industries, Inc.;
Union Carbide Corporation; Wind Up, Ltd.,.....Defendants,

Davis Mechanical Contractors, Inc.,
by and through its Receiver Peter D. Protopapas.....Third-Party Plaintiff,

v.

American Home Assurance Company; Columbia Casualty Company; Continental Casualty Company; Continental Insurance Company; Federal Insurance Company; Fireman’s Fund Insurance Company; Republic Insurance Company, now known as Starr Indemnity & Liability Company; United States Fire Insurance Company; Brandywine Holdings Corporation; and Riverstone Claims Management, LLC,Third-Party Defendants,

of which

Davis Mechanical Contractors, Inc., through its Receiver Peter D. Protopapas, is theRespondent,

and

Republic Insurance Company n/k/a Starr Indemnity & Liability Company is theAppellant.

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