

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

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SC 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.

PROOF OF SERVICE

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I, Stephen L. Brown, of Clement Rivers, LLP, attorneys for Appellant, hereby certify that **APPELLANT’S MOTION TO CONFIRM AUTOMATIC STAY OR, ALTERNATIVELY, VERIFIED PETITION FOR SUPERSEDEAS** was served on all other parties to this appeal on November 7, 2023, via email (see attached) to their counsel of record:

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Respectfully submitted,
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November 7, 2023

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Cc: 'Brown, Stephen L.'; 'Hines, Russell'; 'Gandy, III, James D. (Tripp)'; 'Justman, Aimee'
Subject: Welch v. Atlas Turner, Inc.; Appellate Case No. 2023-001096 (CR 230593)
Attachments: Welch v. Atlas (23-001096) -- Appellant's Mot. to Confirm Auto. Stay etc.pdf; Welch v. Atlas (23-001096) -- Verification for Appellant's Mot. to Confirm Auto. Stay etc.pdf; Ex. 1.0 -- Richard Dufour Aff. d. 12-28-22.pdf; Ex. 2.0 -- Richard Dufour Aff. d. 9-7-22.pdf; Ex. 3.1 -- Original Compl.pdf; Ex. 3.2 -- 1st Am. Compl.pdf; Ex. 3.3 -- 2d Am. Compl.pdf; Ex. 3.4 -- 3d Am. Compl.pdf; Ex. 3.5 -- 4th Am. Compl.pdf; Ex. 4.1 -- Atlas's Mot. to Dismiss Original Compl.pdf; Ex. 4.2 -- Atlas's Mot. to Dismiss 1st Am. Compl.pdf; Ex. 4.3 -- Atlas's Mot. to Dismiss 2d Am. Compl.pdf; Ex. 4.4 -- Atlas's Mot. to Dismiss 3d Am. Compl.pdf; Ex. 5.1 -- Atlas's Answer to 3d Am. Compl.pdf; Ex. 5.2 -- Atlas's Answer to 4th Am. Compl.pdf; Ex. 6.1 -- Atlas's 1st Mot. for a Protective Order.pdf; Ex. 6.2 -- Atlas's 2d Mot. for a Protective Order.pdf; Ex. 6.3 -- Atlas's 3d Mot. for a Protective Order.pdf; Ex. 6.4 -- Welch's 2d Am. 30(b)(6) NOD to Atlas & Subpoena Duces Tecum.pdf; Ex. 7.0 -- QBCRA.pdf; Ex. 8.0 - Tr. of Hr'g held 4-19-23.pdf; Ex. 9.0 -- Tr. of Hr'g held 5-4-23.pdf; Ex. 10 -- Order Holding Atlas in Contempt.pdf; Ex. 11 -- Order Denying MTR Order Holding Atlas in Contempt.pdf; Ex. 12 -- Order Striking Atlas's Answer.pdf; Ex. 13 -- Order Denying MTR Order Striking Atlas's Answer.pdf; Ex. 14.1 -- Welch's Motion to Appoint a Receiver.pdf; Ex. 14.2 -- Order Appointing a Receiver.pdf; Ex. 15 -- Order Denying MTR Order Appointing a Receiver.pdf; Ex. 16 -- Atlas's Notice of Appeal & Proof of Service.pdf; Ex. 17 -- Mr. Protopapas's Mot. to Clarify Receivership.pdf; Ex. 18 -- Summons & Compl. in Perry.pdf; Ex. 19 -- Aff. of Default & Mot. for Default J. against Atlas in Perry.pdf

Enclosed please find Appellant's Motion to Confirm Automatic Stay or, Alternatively, Verified Petition for Supersedeas, Verification, and the Exhibits referenced therein for service upon you in the above-referenced matter.

Thank you,

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