



CLEMENT RIVERS, LLP

ATTORNEYS AT LAW

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January 2, 2024

VIA EMAIL ONLY

Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RECEIVED

Jan 02 2024

SC Court of Appeals

Re: John A. Tibbs and Margaret B. Tibbs v. 3M Company, et al.
Appeal Case No.: 2023-001461
Underlying Case No.: 2023-CP-40-01759
YCR File: 17800-20230595

Dear Ms. Kitchings:

Please allow this letter to serve as a request for clarification regarding the briefing schedule in the above-referenced appeal. For your convenience, below is a brief timeline based on the relevant filings in c-track.

- November 22, 2023 – Appellant’s Motion to Confirm Automatic Stay and/or Purported Receiver’s Lack of Jurisdiction or, alternatively, verified petition for Supersedeas
- November 22, 2023 – Letter from Court holding appeal in abeyance
- December 7, 2023 – Letter from Appellant withdrawing motion, asking for clarification regarding date of Initial Brief
- December 8, 2023 – Letter from Court requesting returns and continuing to hold case in abeyance
- December 12, 2023 – Letter from Receiver, not opposing request to withdraw motion
- December 15, 2023 – Respondents’ Return to Request to Set Briefing Schedule, seeking to set Appellant’s Initial Brief deadline for January 2, 2024

As far as I am able to discern, the Court has yet to lift the abeyance in this matter or set the briefing schedule. Out of an abundance of caution, my office called the Clerk of Court’s office for the Court of Appeals and spoke with Shelby. Shelby confirmed that the matter appeared to still be in

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abeyance and suggested the filing of a letter to seek clarification. As such, please consider this a request for clarification regarding the briefing schedule in the above-referenced appeal.

Thank you for your assistance with this matter. With best wishes and kindest regards, I am

Sincerely,

CLEMENT RIVERS, LLP

A handwritten signature in black ink, appearing to read "Stephen L. Brown". The signature is fluid and cursive, with a long horizontal stroke at the end.

Stephen L. Brown

SLB/amj

cc: Theile B. McVey, Esquire, Kassel McVey Attorneys At Law
Charles W. Branham, III, Esquire, Dean Omar Branham, LLP
G. Murrell Smith, Jr., Esquire, Smith Robinson Holler DuBose and Morgan, LLC
Jonathan M. Robinson, Esquire, Smith Robinson Holler DuBose and Morgan, LLC
Shannon N. Peake, Esquire, Smith Robinson Holler DuBose and Morgan, LLC