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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

Appellate Case No.
Circuit Court Case No. 2022-CP-40-05543

Michael David Link and Sandra Strickland Link,

Respondents,

v.

4520 Corp., Inc., et al,

Defendants,

Of which Asbestos Corporation Limited and Atlas Turner, Inc. are

Appellants.

NOTICE OF APPEAL

CLEMENT RIVERS, LLP
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Purported receiver for "insurance assets" of Asbestos Corporation Limited per Order being appealed

Defendants Asbestos Corporation Limited and Atlas Turner, Inc. hereby appeal the following order of the Honorable Jean Hoefer Toal, Circuit Court Judge:

- **Order on Receiver’s Motion to Enforce A Court Order Against Clement Rivers, LLP**, filed February 23, 2024

A copy of the appealed order is attached hereto and incorporated herein by reference. Appellant received written notice of entry of the most recent order on February 23, 2024.

This order is immediately appealable pursuant to *Hagood v. Sommerville*, 362 S.C. 191, 607 S.E.2d 707 (2005). “[A]n order granting a motion to disqualify a party’s attorney in a civil case affects a substantial right and may be immediately appealed under Section 14-3-330(2) [of the South Carolina Code].” *Id* at 197, 607 S.E.2d at 710. “Such an order implicitly falls within the statutory definition of a substantial right under Section 14-3-330(2)(a).” *Id*.

The right to be represented by an attorney of ones choosing is one of those rare orders which, in effect, could determine the action and prevent a judgment from which an appeal might be taken, or could discontinue an action due to the potential impact on both the attorney-client relationship and the overall litigation and trial of the case. Moreover, the right to be represented by one[’]s preferred attorney is closely related to the right to a particular mode of trial, a well-established substantial right.

Id. at 197-98, 607 S.E.2d at 710.

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[signature page for Notice of Appeal, Circuit Court Case No. 2022-CP-40-05543]

Respectfully submitted,

CLEMENT RIVERS, LLP

By: *s/Stephen L. Brown*

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Charleston, South Carolina

March 4, 2023

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Appeal from Richland County
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Appellate Case No.
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Michael David Link and Sandra Strickland Link,

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PROOF OF SERVICE

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Corporation Limited and Atlas Turner, Inc.*

I, Stephen L. Brown, of Clement Rivers, LLP, attorneys for Appellants, hereby certify that **NOTICE OF APPEAL** was served on all other parties to this appeal on March 4, 2024, via email (see attached) to their following counsel of record:

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*Purported receiver for “insurance assets” of Asbestos Corporation Limited per Order
being appealed*

I also certify that a copy of this **NOTICE OF APPEAL** is this day, March 4, 2024, being E-Filed with the lower court (which will also, i.e., in addition to service by email, effect service of the notice today on Respondent's above-identified counsel of record via the E-Filing System).

Respectfully submitted,
CLEMENT RIVERS, LLP

By: s/Stephen L. Brown
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March 4, 2024

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Cc: [Brown, Stephen L.](#); [Hines, Russell](#); [Gandy, III, James D. \(Tripp\)](#); [Olive, IV, Graydon](#); [Justman, Aimee](#)
Subject: Link v. Asbestos Corporation Limited & Atlas Turner, Inc.; Case No. 2022-CP-40-05543
Date: Monday, March 4, 2024 4:52:36 PM
Attachments: [Notice of Appeal-Link.pdf](#)
[Order 2-23-24 Link.pdf](#)
[image001.png](#)

Enclosed please find Appellants Asbestos Corporation Limited and Atlas Turner, Inc.'s Notice of Appeal for service upon you in the above-referenced matter.

Thank you,

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