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Jun 20 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Jean H. Toal, Circuit Court Judge

Case No. 2020-CP-40-02098
Appellate Case No. 2024-000674

Covil Corporation, by and
through its duly appointed
Receiver Peter D. Protopapas, Respondent,
v.

Pennsylvania National Mutual
Casualty Insurance Company; Sam J.
Crain & Co., Inc.; and South Carolina
Property and Casualty Insurance
Guaranty Association, Defendants,

Of which Pennsylvania National
Mutual Casualty Insurance Company
is the Appellant.

APPELLANT'S UNOPPOSED MOTION FOR LEAVE TO
EXCEED PAGE LIMIT

Appellant Pennsylvania National Mutual Casualty Insurance Company, by and through its undersigned counsel and pursuant to Rules 208 and 240 of the South Carolina Appellate Court Rules, hereby moves for leave to file a principal brief that exceeds the page limitations set forth in Rule 208(b)(5), SCACR.

This appeal arises from a complex insurance coverage case arising from underlying asbestos litigation with an extensive procedural and factual background. Notably, there are ten orders from the circuit court currently under appeal, including the trial court's final order that is 102 pages long, and Appellant must address numerous unique and intricate legal issues with respect to the ten orders on appeal in its Initial Brief.

Due to the extensive factual history and the complexity and number of the legal issues involved, it is necessary for Appellant to exceed the fifty-page limitation imposed by Rule 208(b)(5), SCACR, in order to comprehensively and adequately address all matters involved in this appeal.

Appellant's counsel has conferred with Respondent's counsel prior to filing this motion and is informed that Respondent consents to the relief requested herein. Counsel understands that Respondent seeks the same relief, and Appellant likewise consents.

Wherefore, Appellant respectfully requests that this Court grant leave to file its principal brief in excess of fifty pages, but not to exceed eighty pages, with the same relief afforded to Respondent.

Respectfully submitted,

s/ Kirby D. Shealy III

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June 20, 2024.

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Pennsylvania National Mutual
Casualty Insurance Co., Appellant.

PROOF OF SERVICE

I certify that I have served the Appellant's Unopposed Motion for Leave to Exceed Page Limit on Covil Corporation, by and through its duly appointed Receiver Peter D. Protopapas, by e-mailing copies of same via electronic mail only to counsel at the following e-mail address on June 20, 2024, addressed to attorneys of record:

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