

# The Supreme Court of South Carolina

John A. Tibbs and Margaret B. Tibbs, Plaintiffs,

v.

3M Company; 4520 Corp., Inc.; A.O. Smith Corporation;  
A.W. Chesterton Company; ABB Inc.; Air & Liquid  
Systems Corporation; Aiw-2010 Wind Down Corp.;  
Amentum Environment & Energy, Inc.; Anchor/Darling  
Valve Company; Armstrong International, Inc.; Asbestos  
Corporation Limited; ASCO, L.P.; Atlas Asbestos Co.;  
Atlas Turner, Inc.; AWT Air Company, Inc.; Bahnson,  
Inc.; Banner Industries International, Inc.; Banner  
Industries, LLC; Banner Industries of N.E., Inc.; Barretts  
Minerals, Inc.; Beaty Investments, Inc.; Bechtel  
Corporation; The Bonitz Company; Brand Insulations,  
Inc.; BW/IP Inc.; Canvas Ct, LLC; Cape PLC; Carboline  
Company; CB&I Laurens, Inc.; Cleaver-Brooks, Inc.;  
Consolidated Electrical Distributors, Inc.; Copes-Vulcan,  
Inc.; Covil Corporation; Crane Instrumentation &  
Sampling, Inc.; Crosby Valve, LLC; Daniel International  
Corporation; Davis Mechanical Contractors, Inc.;  
Dezurik, Inc.; Duke Energy Carolinas, LLC; Duke  
Energy Corporation; Eaton Corporation; Ellington  
Insulation Company, Inc.; Emerson Electric Co.; Fisher  
Controls International, LLC; Flame Refractories, Inc.;  
Flowserve Corporation; Flowserve US, Inc.; Fluor  
Constructors International; Fluor Constructors  
International, Inc.; Fluor Daniel Services Corporation;  
Fluor Enterprises, Inc.; FMC Corporation; Foster  
Wheeler Energy Corporation; Gardner Denver Nash,  
LLC; General Boiler Casing Company, Inc.; General  
Cable Corporation; General Cable Industries, Inc.;  
General Electric Company; Gould Electronics, Inc.;  
Goulds Pumps, Incorporated; Goulds Pumps, LLC; Great  
Barrier Insulation Co.; Grinnell, LLC; Hajoca  
Corporation; Howden North America, Inc.; HPC

Industrial Services, LLC; IMO Industries, Inc.; ITT, LLC; Joy Global Underground Mining, LLC; K-Mac Services Incorporated; Metropolitan Life Insurance Company; Mine Safety Appliances Company, LLC; MP Supply, Inc.; The Nash Engineering Company; Occidental Chemical Corporation; Paramount Global; Patterson Pump Company; PECW Holding Company; Pfizer, Inc.; Piedmont Insulation, Inc.; Plastics Engineering Company; Presnell Insulation Co., Inc.; Redco Corporation; Riley Power, Inc.; Rockwell Automation, Inc.; RSCC Wire & Cable LLC; Schneider Electric USA, Inc.; Sequoia Ventures Inc.; Spirax Sarco, Inc.; SPX Corporation; Stafford Insulation Company; Standard Insulation Company Of N.C., Inc.; Starr Davis Company, Inc.; Starr Davis Company of S.C., Inc.; Sterling Fluid Systems (USA), LLC; TE Wire & Cable, LLC; Thermo Electric Company, Inc.; Union Carbide Corporation; Valves And Controls Us, Inc.; Velan Valve Corp.; Viking Pump, Inc.; Vistra Intermediate Company, LLC; The William Powell Company Wind Up, Ltd.; Yuba Heat Transfer LLC; Zurn Industries, LLC, Defendants,

and

Cape PLC, individually and as successor in interest to Cape Asbestos Company Limited, by and through its duly appointed Receiver Peter D. Protopapas, Third-Party Plaintiff, Respondent,

v.

Anglo American PLC, individually and as successor in interest to Anglo American Corporation of South Africa Ltd., De Beers PLC, individually and as successor in interest to De Beers S.A., De Beers Centenary AG, De Beers Consolidated Mines Ltd., n/k/a De Beers Consolidated Mines Proprietary Ltd., De Beers UK Ltd., De Beers Jewellers Ltd., De Beers Jewellers US, Inc., Anglo American US Holdings, Inc., Element Six US

Corp., Element Six Technologies US Corp., Element Six Technologies (OR) Corp., First Mode Holdings, Inc., Platinum Guild International (U.S.A.) Jewelry, Inc., Lightbox Jewelry, Inc., Forevermark US, Inc., Anglo American Crop Nutrients (U.S.A.), LLC, Charter Consolidated Ltd., ESAB Corporation, Central Mining & Investment Corporation Ltd., Cape Holdco Ltd., The Law Debenture Corporation PLC, Cape Industrial Services Group Ltd., Mohed Altrad, Altrad UK Ltd., Cape UK Holdings Newco Ltd., Altrad Services, Ltd., f/k/a Cape Industrial Services Ltd., Altrad Investment Authority S.A.S., Sparrows Offshore Group Ltd., Hawk Bidco US, Inc., ArranCo US, LLC, Sparrows Offshore, LLC, and The Sparrows Group, LLC, Third-Party Defendants,

Of which ArranCo US, LLC, Hawk Bidco US, Inc., and Sparrows Offshore, LLC are the Petitioners.

Appellate Case No. 2024-001497

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ORDER

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The parties have signed a "Stipulation of Dismissal Without Prejudice of Third-Party Defendants Arranco US, LLC, Hawk Bidco (US) Inc., and Sparrows Offshore, LLC," dated November 7, 2024, which dismisses Petitioners without prejudice from the underlying proceedings before the circuit court. Based on the stipulation, this matter is hereby dismissed.

 C. J.  
FOR THE COURT

Verdin, J., not participating

Columbia, South Carolina  
December 20, 2024

cc:

Steven James Pugh  
Benjamin Palmer Carlton  
Carmen Vaughn Ganjehsani  
Ashwin Ray Sanzgiri  
Shanon N. Peake  
G. Murrell Smith, Jr.  
John Thomas Lay, Jr.  
Gray Thomas Culbreath  
Lindsay Anne Joyner  
Laura Watkins Jordan  
Eleanor Lasseigne Jones  
Jonathan M. Robinson  
Peter Demos Protopapas  
John Kenneth Chandler  
Brian Montgomery Barnwell  
The Honorable Jenny Abbott Kitchings