

Reply To: Columbia

June 9, 2025

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Jun 06 2025

S.C. SUPREME COURT

Via Email Only

The Honorable Patricia A. Howard
Clerk of Court
Supreme Court of South Carolina
P.O. Box 11330
Columbia, SC 29211

Re: *John A. Tibbs v. Asbestos Corporation Limited, et al.*
Appellate Case Nos. 2024-001499, 2024-001423, 2024-000916, 2024-002114,
2024-002116, 2024-002117, 2025-000052

Dear Ms. Howard:

We are in receipt of the correspondence from the court issued this afternoon granting the Altrad Petitioners' motion for extension of time to file returns to the motion for sanctions and motion to strike and setting a deadline of June 23 for the returns. The Charter Petitioners have filed a similar motion requesting an extension until June 23 for the returns.

The Receiver objects to the extension of these deadlines and would request the Court keep the expedited briefing schedule on the motion for sanctions and motion to strike it set yesterday. Minutes before the Altrad Petitioners filed their motion for extension yesterday afternoon, the Court set an expedited briefing schedule on the motions, requiring any returns be filed by June 9 by 5:00 p.m. The Altrad Petitioners' motion to extend was filed contemporaneously to the Court's setting of an expedited briefing schedule and sought an extension of the original return deadlines, not the expedited deadline.

As the Court is aware, Petitioners in these interlocutory appeals have historically used, and are presently using, the appellate process to delay the trial court proceedings. In consideration of the egregious nature of the conduct of Petitioners and the ongoing pursuit of international proceedings against the arm of the court, which will undeniably continue during any extended briefing schedule, we respectfully request the court keep the expedited briefing schedule for the motions. Just yesterday the trial court conducted a status conference in this case in which one of the Petitioners continued to argue the trial court proceedings are stayed pursuant to Rule 205, SCACR, despite orders of the appellate courts and South Carolina law to the contrary.

In light of the unabashed efforts to continue to delay these interlocutory matters, the Receiver respectfully requests the Court keep the expedited briefing schedule it set yesterday on the pending motions.

Sincerely,

Jonathan M. Robinson

JMR/dlf

cc: Counsel of record via email only

4920-1078-1003, v. 2