

**RECEIVED**

**Jun 18 2025**

**SC Court of Appeals**

IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Mikell R. Scarborough, Master-In-Equity

---

Appellate Case No.: 2024-000753

Case No.: 2019-CP-10-1108

---

Balfour Beatty Construction, LLC, Appellant,

v.

Library Associates, LLC; and Metropolitan Life Insurance Company, a New York Corporation,  
Defendants,

And

Library Associates, LLC, Third-Party Plaintiff,

v.

Lithko Contracting, LLC, Guy M. Beaty, Inc., Bernard MMC, LLC, Gulf Stream Construction Company, Inc., Precision Walls, Inc., Palmetto Automatic Sprinkler Company, Inc., Cook & Boardman, LLC, Strong Tower Construction, LLC d/b/a Koch Corporation, Watson Electrical Construction Co., LLC, Trimark Foodcraft, LLC, Pleasant Places, Inc., David Allen Company, Inc., Premier Exteriors, LLC, Warco Construction, Inc., Old North State Masonry, LLC, Tom Rochester & Associates d/b/a Southeastern Architectural Systems, Forton Company, LLC, Low Country Case & Millwork, Inc., Quantum Coatings, LLC, Balfour Beatty Construction Group, Inc., Third-Party Defendants.

Of which Strong Tower Construction, LLC d/b/a Koch Corporation and Watson Electrical Construction Co., LLC are the Respondents.

---

**PROOF OF SERVICE**

---

I certify that, on the date indicated below, I served Respondent Strong Tower Construction, LLC d/b/a Koch Corporation's Second Amended Initial Brief and Second Amended Designation of Matter via email on the following:

Don R. Terry, Esq.  
Steele B. Windle, III, Esq.  
[dterry@smithterrylaw.com](mailto:dterry@smithterrylaw.com)  
[awindle@smithterrylaw.com](mailto:awindle@smithterrylaw.com)

*Attorneys for Watson Electrical Construction Co., LLC*

James L. Werner, Esq.  
Katon E. Dawson, Jr., Esq.  
Thomas C. Hildebrand, Jr., Esq.  
Robert C. Byrd, Esq.  
W. Greyson Land, Esq.  
P. Nicholas Nybo, Esq.  
[jimwerner@parkerpoe.com](mailto:jimwerner@parkerpoe.com)  
[katondawson@parkerpoe.com](mailto:katondawson@parkerpoe.com)  
[tomhildebrand@parkerpoe.com](mailto:tomhildebrand@parkerpoe.com)  
[bobbybyrd@parkerpoe.com](mailto:bobbybyrd@parkerpoe.com)  
[greysonland@parkerpoe.com](mailto:greysonland@parkerpoe.com)  
[nicknybo@parkerpoe.com](mailto:nicknybo@parkerpoe.com)

*Attorneys for the Appellant*

WHITFIELD-CARGILE LAW, PLLC

s/Samuel M. Wheeler

---

Samuel M. Wheeler  
SC Bar No. 101008  
NC Bar No. 52540  
P.O. Box 1101  
23 S. Broad Street, Suite 204  
Brevard, NC 28712  
Phone: 828-884-4529  
Fax: 828-884-4528  
E-mail: [sam@whitfieldcargilelaw.com](mailto:sam@whitfieldcargilelaw.com)

*Attorney for Respondent Strong Tower Construction,  
LLC d/b/a Koch Corporation*

June 18, 2025  
Brevard, North Carolina