

# 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 Mohed Altrad, Altrad Investment Authority  
SAS, Charter Consolidated Ltd., ESAB Corporation, and  
Central Mining & Investment Corporation Ltd. are the  
Petitioners.

Appellate Case Nos:  
2024-001423, 2024-001499, 2024-000916, 2024-002114,  
2024-002116, 2024-002117, 2025-000052

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ORDER

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As we await the trial court ruling on the matters referenced in this Court's order dated June 26, 2025, we issue this order to clarify that nothing in the June 26, 2025 order prevents trial court proceedings from continuing in the normal course in the asbestos litigation, including the filing of and decisions on motions to approve settlement agreements.

  
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C.J.

  
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J.

  
\_\_\_\_\_  
J.

*D. Verdin*

J.

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Verdin, J., not participating

Columbia, South Carolina  
September 25, 2025

cc:

The Honorable Jean Hofer Toal  
Matthew Todd Carroll  
Kevin A. Hall  
Mary Elizabeth O'Neill  
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  
Brian Montgomery Barnwell  
Amelia Morgan Farmer  
Ioannis (Ian) George Conits  
Peter Demos Protopapas  
William James Blount  
A. Victor Rawl, Jr.  
John S. Nichols  
Steven James Pugh  
Benjamin Palmer Carlton  
Carmen Vaughn Ganjehsani  
Ashwin Ray Sanzgiri  
John Kenneth Chandler