

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF RICHLAND

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JOHN A. TIBBS AND
MARGARITE B. TIBBS,

Nov 04 2025

Plaintiffs,

SC Court of Appeals

vs.

C/A No.: 2023-CP-40-01759

3M COMPANY, ET AL.,

Defendants.

(Caption continued on the following page.)

H E A R I N G
BEFORE THE HONORABLE
CHIEF JUSTICE (RET.) JEAN TOAL

DATE TAKEN: Tuesday, July 22, 2025

TIME START: 9:24 a.m.

TIME END: 1:38 p.m.

LOCATION: Richland County Judicial Center
1701 Main Street
Columbia, South Carolina

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P.O. Box 1459
Columbia, South Carolina 29202

1 about the shocking activities that were going on
2 in Europe.

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SC Court of Appeals

3 So I think the Supreme Court is certainly
4 aware there are multiple receiverships in this
5 court. I think that every appointment order is
6 created for the circumstances of that situation.
7 This is not a one-size-fits-all situation.

8 There are different statutes that relate to
9 receiverships. There are rules and there are
10 certainly orders.

11 And there are, as Virginia Chemical pointed
12 out, and now Welch, factors that have to be
13 firmly established in order for a case to move
14 forward or receivership to be established over
15 an ongoing entity. And one of those factors, of
16 course, is the engagement of fraud. And this
17 Court made that finding.

18 Well, I point this out, and I think Mr. Lay
19 is going to mention this. The petition to
20 appoint the receiver in Park alleged the fraud.
21 The order that you issued in response to that
22 petition, I'm not sure made factual findings
23 regarding the fraud that had been alleged.

24 And I think that's important, Your Honor.
25 That you certainly had the information before