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S.C. SUPREME COURT

The Supreme Court of South Carolina

JEAN HOEFER TOAL
CHIEF JUSTICE, RETIRED
SENIOR ACTIVE JUDGE

November 25, 2025

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The Hon. Patricia A. Howard
Clerk of Court
South Carolina Supreme Court
1231 Gervais Street
Columbia, SC 29201

Re: John A. Tibbs and Margaret B. Tibbs, Plaintiffs, v. 3M Company, *et al.*, 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., *et al.*, Third-Party Defendants,

Of which Mohed Altrad, Altrad Investment Authority SAS, ArranCo US, LLC, Hawk Bidco
(US) Inc., Sparrows Offshore, LLC, Charter Consolidated Ltd., ESAB Corporation, and
Central Mining & Investment Corporation Ltd. are the Petitioners.

Appellate Case Nos. 2024-001423, 2024-00001499, 2024-000916, 2024-002114, 2024-002116,
2024-002117, 2025-000052

Dear Ms. Howard:

The above-captioned matter was remanded to me by the Supreme Court of South Carolina
on June 26, 2025, with directives by the Supreme Court.


I hereby file my Fifth Report to the Supreme Court as directed by the Tibbs Remand Order
as of November 24, 2025.

I am also filing a copy of my Order on Altrad Defendants' Notice of Recent Supreme Court
Authority Voiding Third Party Litigation, Renewed Motion to Dismiss and Motion to Strike All
Filings and Orders in the Third-Party Case and the Receiver's and Tibbs Plaintiffs' Motions to
Confirm the Appointment of the Receiver, dated October 13, 2025. I had previously filed this
Order with my Fourth Report. The Order was not a complete copy, as every other page was
missing.

I will continue to report my progress on this matter to the Court, and welcome any further
guidance or directives given to me.

With my kindest personal regards,

I am, Sincerely yours,


Jean Hofer Toal

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