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S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM RICHLAND COUNTY
In the Court of Common Pleas
The Honorable Jean H. Toal, Circuit Court Judge

Civil Action No. 2023-CP-40-01759
Appellate Case No. 2025-002104

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.; BARRETT'S 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.; COPE-S-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; 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, INCL; 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; and 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.; DEBEERS PLC; DEBEERS CENTENARY AG; DEBEERS CONSOLIDATED MINES LTD.; DEBEERS S.A.; DEBEERS UK LTD.; DEBEERS JEWELERS US, INC.; ANGLE AMERICAN US HOLDINGS INC.; ELEMENT SIX US CORP.; ELEMENT SIX TECHNOLOGIES US CORP.; ELEMENT SIX TECHNOLOGIES (OR) CORP.; FIRST MODE HOLDINGS, INC.; PLA3TINUM GUILD INTERNATIONAL (USA) JEWELRY INC.; FOREVERMARK US INC.; ANGLO AMERICAN CROP NUTRIENTS (USA), 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 SAS; SPARROWS OFFSHORE GROUP LTD.; HAWK BIDCO US INC.; ARRANCO US, LLC; SPARROWS OFFSHORE, LLC; and THE SPARROWS GROUP, LLC,..... *Third-Party Defendants,*

Of which CHARTER CONSOLIDATED LTD.; ESAB CORPORATION; CENTRAL MINING & INVESTMENT CORPORATION LTD; MOHED ALTRAD; and ALTRAD INVESTMENT AUTHORITY SAS, are the *Appellants.*

PROOF OF SERVICE

Pursuant to Paragraphs (d)(1) and (d)(3) of *In re Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules*, Appellate Case No. 2020-000447 (As Amended April 24, 2024), I certify that the Motion for Leave to File Brief of *Amici Curiae* on Behalf of Downstream Corporate Defendants in Support of Respondent and the accompanying

proposed Brief of *Amici Curiae* Downstream Corporate Defendants in Support of Respondent
were served on counsel of record on February 6, 2026, via email as follows:

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s/Thomas A. Limehouse, Jr.

Thomas A. Limehouse, Jr.

*Counsel for Santa Fe Braun, Inc.; Rentavla LLC;
ITT LLC; Goulds Pumps LLC; Dovers LLC; and
Velvet V Corporation*

February 6, 2026
Charleston, South Carolina

Motion for Leave to File Brief of Amici Curiae (App. Case No. 2025-002104)

From Thomas A. Limehouse, Jr. <thomas@LimehouseLaw.com>

Date Fri 2/6/2026 10:15 PM

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 2 attachments (461 KB)

2026-02-06 Downstream Corp. Defs.' Motion for Leave to File Amici Curiae Brief.pdf; 2026-02-06 Downstream Corp. Defs.' Amici Curiae Brief.pdf;

Counsel,

On behalf of Santa Fe Braun, Inc.; Rentavla LLC; ITT LLC; Goulds Pumps LLC; Dovers LLC; and Velvet V Corporation (collectively, "Downstream Corporate Defendants" or "*Amici*"), attached please find the following for service in connection with the above-referenced matter:

- Motion for Leave to File Brief of *Amici Curiae* on Behalf of Downstream Corporate Defendants in Support of Respondent; and
- Conditionally Filed Brief of *Amici Curiae* Downstream Corporate Defendants in Support of Respondent.

Pursuant to *In re Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules*, Appellate Case No. 2020-000447 (As Amended April 24, 2024), the attached will be submitted for e-filing momentarily, along with this email and the corresponding proof of service.

Best,
Thomas

THOMAS A. LIMEHOUSE, JR.
ATTORNEY & COUNSELOR AT LAW

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