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Feb 17 2026

S.C. SUPREME COURT

AFFIDAVIT

I, M. Elizabeth O'Neill, being duly sworn, state under penalty of perjury based upon my personal knowledge as follows:

Background and Professional Experience

1. I am an attorney in Charlotte, North Carolina, and have been licensed to practice law since 1991 and licensed in South Carolina since 2019.

2. I am one of the attorneys of record for Altrad Investment Authority, S.A.S., and Mohed Altrad in the matter styled *Tibbs v. 3M*, in which Peter Protopapas purports to act as receiver for Cape Intermediate Holdings Limited.

3. The Receiver's Third Motion to Supplement references communications between Tim Finley, a partner at Baker & McKenzie LLP in Washington, D.C., and a legal investigator.

4. Prior to the Receiver's service of subpoenas on legal investigators, I had never heard of Mr. Finley and had no contact with him.

5. After reviewing the Receiver's Third Motion to Supplement, I and my colleagues contacted Mr. Finley to inquire about the correspondence attached to that motion.

6. We then learned that Mr. Finley had explored the possibility of engaging a legal investigator to assist with a preliminary assessment of potential claims relating to the Receiver's conduct but ultimately decided not to proceed.

7. No investigator was retained.

8. No work was performed.


9. Neither I nor my colleagues had any involvement in or awareness of Mr. Finley's communications prior to the Receiver's subpoenas.

10. The suggestion that undersigned counsel engaged an investigator to execute a “comprehensive surveillance plan” is false.

Reservation of Rights

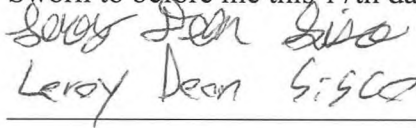
11. Nothing in this affidavit should be construed as a waiver of the attorney-client privilege, the work-product doctrine, or any other privilege recognized under law.

12. Nothing in this affidavit should be construed as a waiver of personal jurisdiction on behalf of either Altrad Investment Authority S.A.S. or Mohed Altrad.



M. Elizabeth O'Neill

Sworn to before me this 17th day of February, 2026.



Leroy Dean Sisco

Notary Public for the State of North Carolina
My Commission Expires: Jan. 14 2031

