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Feb 17 2026

S.C. SUPREME COURT

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AFFIDAVIT

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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.

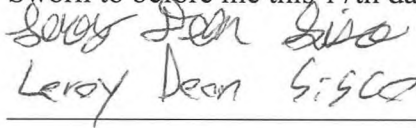
**Reservation of Rights**

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.

  
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M. Elizabeth O'Neill

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

  
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Leroy Dean Sisco

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

