

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

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,

v.

ANGLO AMERICAN PLC, individually and as successor in interest to ANGLO AMERICAN CORPORATION OF SOUTH AFRICA LTD.; DE BEERS PLC, individually and as successor in interest to DE BEERS S.A.; DE BEERS CENTENARY AG; DE BEERS CONSOLIDATED MINES LTD., n/k/a DE BEERS CONSOLIDATED MINES PROPRIETARY LTD.; DE BEERS UK LTD.; DE BEERS JEWELLERS LTD.; DE BEERS JEWELLERS US, INC.; ANGLO AMERICAN US HOLDINGS INC.; ELEMENT SIX US CORP.; ELEMENT SIX TECHNOLOGIES US CORP.; ELEMENT SIX TECHNOLOGIES (OR) CORP.; FIRST MODE HOLDINGS, INC.; PLATINUM GUILD INTERNATIONAL (U.S.A.) JEWELRY INC.; LIGHTBOX JEWELRY INC.; FOREVERMARK US INC.; ANGLO AMERICAN CROP NUTRIENTS (U.S.A.), LLC; CHARTER CONSOLIDATED LTD.; ESAB CORPORATION; CENTRAL MINING & INVESTMENT CORPORATION LTD.; CAPE HOLDCO LTD.; THE LAW

IN THE COURT OF COMMON PLEAS
FOR THE FIFTH JUDICIAL CIRCUIT

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

In Re: Asbestos Personal Injury Litigation
Coordinated Docket

**FOURTEENTH REPORT TO THE
SUPREME COURT OF SOUTH CAROLINA
PURSUANT TO ITS ORDER OF REMAND
DATED JUNE 26, 2025**

RECEIVED

AUG 24 2026

SC SUPREME COURT

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 S.A.S.; SPARROWS OFFSHORE GROUP LTD.; HAWK BIDCO US INC.; ARRANCO US, LLC; SPARROWS OFFSHORE, LLC; THE SPARROWS GROUP, LLC,

Third-Party Defendants.

Pursuant to the South Carolina Supreme Court's Order of Remand in this matter, dated June 26, 2025, in which the Court asked that I submit monthly reports as to my progress in addressing the directives from the Court contained in its Remand Order, this will constitute my Fourteenth Report.

Since my Thirteenth Report to this Court, I have continued to review materials concerning cases on the Asbestos Docket, including matters involving the trial or settlement resolution of cases in which a Receiver has been appointed in the matter. I have also continued to administer the Asbestos Trial Docket, which includes hearing pre-trial matters considering Petitions for the approval of settlements and performing all other administrative duties involving the trial of cases on the Asbestos Docket.

In August, I convened a meeting of the asbestos docket steering committee to make recommendations to me for the setting of cases for the 2026 asbestos docket. I have considered proposals by plaintiffs' and defendants' committee members. This steering committee has been in existence for many years and has been used by each of us assigned to manage the asbestos docket to receive input from a representative sampling of asbestos attorneys in South Carolina from both the plaintiffs' and defendants' asbestos bar. After considering all proposals, I have set the schedule for the 2026 asbestos docket. We are still operating under the special order of former Circuit Judge Gary Hill, which set forth the special rules for handling cases on this docket. I have suggested to the steering committee that it is time to consider revisions to Judge (now Justice) Hill's order. When I have reviewed all proposals and completed these discussions, I will prepare a suggested order and submit it to the Chief Justice and the members of the Supreme Court for their consideration

I continue to manage the Asbestos Docket, conduct pretrial hearings, and administer the trial blocks as indicated in my previous reports. I am pleased to report that the South Carolina Asbestos Receiverships continue to function productively and are being embraced by many of the insurers involved.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jean Hoefer Toal", with a long horizontal flourish extending to the right.

Chief Justice (Ret.) Jean Hoefer Toal
Presiding Circuit Court Judge

Dated August 24, 2026,
Columbia, South Carolina



RECEIVED

AUG 24 2026

SC SUPREME COURT

The Supreme Court of South Carolina

JEAN HOEFER TOAL
CHIEF JUSTICE, RETIRED
SENIOR ACTIVE JUDGE

1720 MAIN STREET (29201)
P.O. BOX 12456
COLUMBIA, S.C. 29211
HOME 2418 WHEAT STREET
COLUMBIA, S.C. 29205
TELEPHONE (803) 530-0457
E-MAIL: jtoal@sccourts.org

August 24, 2026

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 Fourteenth Report to the Supreme Court as directed by the Tibbs Remand
Order as of August 24, 2026.

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 Hoefer Toal

CC: via email to
John Chandler jchandler@rplegalgroup.com
Peter Protopapas pdp@rplegalgroup.com
Harry Lee hlee@steptoe.com
Todd Carroll todd.carroll@wbd-us.com
Elizabeth O'Neill elizabeth.oneill@wbd-us.com
Kevin K. Bell kbell@robinsongray.com
Wesley B. Sawyer wsawyer@murphygrantland.com
Theile McVey tmcvey@kassellaw.com
Trey Branham tbranham@dobslegal.com
Cameron Berthelsen cberthelsen@richardsonplowden.com
James Elliott jelliott@richardsonplowden.com
Scott Balber scott.balber@hsf.com
Benjamin Rubinstein Benjamin.Rubinstein@hsf.com
Maxwell Herman Maxwell.Herman@hsf.com
A. Vic Rawl vrawl@grsm.com
John T. Lay jlay@gwblawfirm.com
Jon Robinson jon@smithrobinsonlaw.com
Olesya Bracey obracey@gwblawfirm.com
Shanon Peake shanonp@smithrobinsonlaw.com
Paul A. Scrudato paul.scrudato@morganlewis.com
Andrew Melling amelling@burr.com
Elizabeth Kaminski elizabeth.kaminski@hsfkramer.com