

*Also Admitted in South Carolina*

January 15, 2014

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S.C. Supreme Court

Daniel E. Shearhouse, Clerk of Court  
The Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, SC 29211

Re: Clint A. Chestnut, et al. v. AVX Corporation; 2007-CP-26-7459  
Appeal from Horry County Court of Common Pleas  
Appellate Case No. 2012-212143

Dear Mr. Shearhouse:

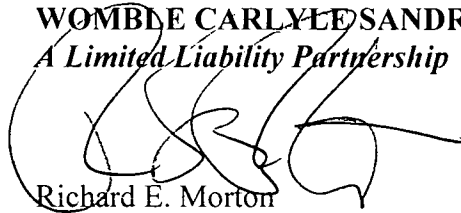
Pursuant to Rule of Appellate Practice 208(b)(7), please note the following supplemental citations that have come to the attention of Respondent following the filing of Respondent's Initial Brief in the above-referenced matter:

1. Babb v. Lee County Landfill SC, LLC, 405 S.C. 129 (S.C. 2013): The decision of the South Carolina Supreme Court in Babb v. Lee County Landfill SC, LLC pertains to Issues on Appeal I and II and to Respondent's arguments within Respondent's Final Brief at pages 5-12, 15-17. In Babb, the Supreme Court clarified South Carolina law regarding the elements of, and distinctions between, the related causes of action for trespass and nuisance. Id. at 145, 152-53.
2. Exxon Mobil Corp. v. Albright, 433 Md. 303 (Md. 2013): This decision of the Court of Appeals in Maryland is relevant because it explains the holding of Exxon v. Yarema, 69 Md. App. 124, 515 A.2d 990 (Md. App. 1986), cited in the Final Brief of Appellants at 10. Exxon Mobil Corp. v. Albright, 433 Md. 303, 409-13 (Md. 2013). This decision is also pertinent to Issues on Appeal I, II, IV and V in that it discusses claims for property damages under the heading "Plaintiffs With No Detected Contamination May Not Recover Property Damages." Id. at 406 - 07.

Thank you for your consideration of these supplemental citations.

Sincerely,

**WOMBLE CARLYLE SANDRIDGE & RICE**  
*A Limited Liability Partnership*



Richard E. Morton

REM/ngb

cc: Gene M. Connell, Jr., Esq.  
L. Sidney Connor, III, Esq.