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Oct 14 2026

S.C. SUPREME COURT

The South Carolina Court of Appeals

Lenora Childers, Individually and as Personal Representative of the Estate of Lewis C. Childers, Plaintiff,

v.

Davis Mechanical Contractors, Inc., Flame Refractories, Inc., General Boiler Casing Company, Inc., HEFCO, Inc., J.R. Dean Company, Inc., Payne & Keller Company, SFB, Incorporated, Stafford Insulation Company, Standard Insulation Company of N.C., Inc., Systra Engineering, Inc., United Construction Co. of Rome, Inc., Wind Up, Ltd., Individually and as Successor-in-Interest to Pipe & Boiler Insulation, Inc. f/k/a Carolina Industrial Insulating Co., Defendants,

Flame Refractories, Inc., United Construction Co. of Rome, Inc., Wind Up, Ltd., Individually and as Successor-inInterest to Pipe & Boiler Insulation, Inc. f/k/a Carolina Industrial Insulating Co., Payne & Keller Company, and PBI QSF, LLC, By and Through Their Duly Appointed Receiver Peter D. Protopapas, Third-Party Plaintiffs,

v.

Zurich American Insurance Company (Individually and as Successor to Northern Insurance Company of New York, Maryland American General Insurance Company, and Maryland Casualty Company), Allstate Insurance Company, John Tighe, Sean Anthony Beatty, Dennis William Cahill, Catherine Ann Carlino, Andre Lefebvre, David Dean Shumway, Gil Chandler, Michael Davenport, Linda Young Pettigrew, Gwyn Wallace Fuller, Daniel Robert Keddie, Julie Ann Fortune, Michael John Crall, James Francis Meehan, Larry Gene Simmons, Arrowpoint Group, Inc., Arrowpoint Capital

Corp., Admiral Insurance Oct 13 2026 2 Company, Continental Insurance Company (Individually and as Successor in interest to Harbor Insurance Company), Hartford Accident and Indemnity Company, Travelers Casualty & Surety Company f/k/a Aetna Casualty & Surety Company, National Union Fire Insurance Company of Pittsburgh, PA, Medmarc Casualty Insurance Company, Individually and as Successor in Interest to Dependable Insurance Company, Inc., Berkshire Hathaway Specialty Insurance Company f/k/a Stonewall Insurance Company, Individually and as Successor in interest to Stonewall Surplus Lines Insurance Company, Lexington Insurance Company, First State Insurance Company, Birmingham Fire Insurance Company, Certain Underwriters at Lloyd's of London and various London Market Companies, South Carolina Property and Casualty Insurance Guaranty Association, R.L. Jarrett (Underwriting) Agency, Inc., U.S. Risk, L.L.C., Rexel USA, Inc., Compass Risk Services, LLC, SKRLA, LLC, Century Indemnity Company, in its own capacity and as successor to CCI Insurance Company, as successor to Insurance Company of North America, United States Fire Insurance Company, and Fireman's Fund Insurance Company, Third-Party Defendants,

of which Payne & Keller Company, through its Receiver Peter D. Protopapas, is the Respondent,

and

Travelers Casualty & Surety Company f/k/a Aetna Casualty & Surety Company, AIG Property Casualty Company, formerly known as Birmingham Fire Insurance Company, Lexington Insurance Company, National Union Fire Insurance Company of Pittsburgh, PA, Berkshire Hathaway Specialty Insurance Company, formerly known as Stonewall Insurance Company, and The Continental Insurance Company, individually and as successor in interest to Harbor Insurance Company, are

the Appellants.

Appellate Case No. 2026-002262

ORDER

This appeal arises out of an order issued by the circuit court establishing uniform procedures governing pre-judgment receivers as part of the administration of the asbestos docket. Appellants filed two notices of appeal which this Court consolidated for review.

After careful consideration, this appeal is dismissed. *See* S.C. Code Ann. §14-3-330 (2017) (providing that only final judgments and certain interlocutory orders are immediately appealable); *Hagood v. Sommerville*, 362 S.C. 191, 195, 607 S.E.2d 707, 709 (2005) ("An order which does not finally end a case or prevent a final judgment from a which a party may seek appellate review usually is considered an interlocutory order from which no immediate appeal is allowed."); *Childers v. Davis Mech. Contractors, Inc.* (S.C. Sup. Ct. Order dated Mar. 27, 2024) (dismissing as not immediately appealable an order denying appellants' request to dissolve a receivership). The remittitur will be sent as provided by Rule 221(b), SCACR.

H. Bruce Williams, C.J.
FOR THE COURT

Columbia, South Carolina

FILED
Oct 14 2026

cc:
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