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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

G. Thomas Cooper, Jr., Circuit Court Judge

**RECEIVED**  
MAY 31 2016  
SC Court of Appeals

C.A. No.: 2011-CP-10-00387

PCS Nitrogen, Inc. .... Appellant,

vs.


Continental Casualty Company, Admiral Insurance Company,  
United States Fire Insurance Company, ACE Property & Casualty  
Insurance Company, Certain Underwriters at Lloyd's London, the  
Aviva Companies, the Winterthur Companies, Certain London  
Market Insurance Companies, Providence Washington Insurance  
Company (as Successor in Interest by way of Merger to Seaton  
Insurance Company, f/k/a Unigard Security Insurance, f/k/a  
Unigard Mutual Insurance Company), Berkshire Hathaway Specialty  
Insurance Company (f/k/a Stonewall Insurance Company),  
Lexington Insurance Company, Starr Indemnity & Liability  
Company (f/k/a Republic Insurance Company), First State Insurance  
Company, Century Indemnity Company (f/k/a California Union  
Insurance Company and Insurance Company of North America)..... Respondents.

**NOTICE OF APPEAL**

PCS Nitrogen, Inc. hereby appeals the order of the Honorable G. Thomas Cooper, Jr., filed March 23, 2016, granting Defendants' Motions for Summary Judgment and the circuit court's Order Denying Plaintiff's Motion To Reconsider, filed May 5, 2016, written notice of which Appellant received on May 11, 2016.

Respectfully submitted,

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May 26, 2016

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Insurance Company, Certain Underwriters at Lloyd's London, the  
Aviva Companies, the Winterthur Companies, Certain London  
Market Insurance Companies, Providence Washington Insurance  
Company (as Successor in Interest by way of Merger to Seaton  
Insurance Company, f/k/a Unigard Security Insurance, f/k/a  
Unigard Mutual Insurance Company), Berkshire Hathaway Specialty  
Insurance Company (f/k/a Stonewall Insurance Company),  
Lexington Insurance Company, Starr Indemnity & Liability  
Company (f/k/a Republic Insurance Company), First State Insurance  
Company, Century Indemnity Company (f/k/a California Union  
Insurance Company and Insurance Company of North America)..... Respondents.

**PROOF OF SERVICE**

I certify that I have served the Notice of Appeal on all attorneys of record by  
depositing a copy of it in the United States Mail, postage prepaid, on May 26, 2016,  
addressed to all attorneys as shown below:

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May 26, 2016

**VIA HAND DELIVERY**

Honorable Julie J. Armstrong  
Charleston County Clerk of Court  
100 Broad Street  
Charleston, SC 29401

Re: PCS Nitrogen, Inc. v. Continental Casualty Company, et al.  
Case No. 2011-CP-10-387  
HSB File No. 35894-2

Dear Julie:

Enclosed for filing are two copies of a Notice of Appeal that is being filed with the South Carolina Court of Appeals in the above case. Please file the copies and return a file-stamped copy to me with my courier.

By copy of this letter, I am serving all attorneys of record by e-mail with a copy of this filing.

Very truly yours,



Wm. Howell Morrison

WHM/kmg  
Enclosures  
cc (w/encl.): All Counsel of Record

**RECEIVED**

**MAY 31 2016**

**SC Court of Appeals**

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MAY 31 2016

SC Court of Appeals

May 26, 2016

Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: PCS Nitrogen, Inc., Appellant v. Continental Casualty Company, et al., Respondents, Case  
No. 2011-CP-10-00387  
HSB File No. 35894-2

Dear Ms. Kitchings:

I have enclosed two copies of each of the following documents (other than the check):

- (1) The Notice of Appeal in the above-captioned case;
- (2) Proof of service of the Notice of Appeal on the Respondents;
- (3) Copies of the orders on appeal;
- (4) A copy of my letter filing the Notice of Appeal with the trial court; and
- (5) My firm's check in the amount of \$100 in payment of the filing fee.

Please return a file-stamped copy to me in the enclosed envelope.

Thank you for your attention to this matter. If you have any questions, please call.

Sincerely,



Wm. Howell Morrison

WHM/kmg

Enclosures

cc: Honorable Julie J. Armstrong, Clerk of Court of Charleston County  
Attorneys of Record (see attached)

The Honorable Jenny Abbott Kitchings

May 26, 2016

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The Honorable Jenny Abbott Kitchings

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The Honorable Jenny Abbott Kitchings

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The Honorable Jenny Abbott Kitchings

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