

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
Case No. 2011-CP-10-00387

RECEIVED

JUN 06 2016

SC Court of Appeals

Appellate Case No.: 2016-001140

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.

AMENDED 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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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 Amended Notice of Appeal on all attorneys of record by depositing a copy of it in the United States Mail, postage prepaid, on June 2, 2016, addressed to all attorneys as shown below:

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SC Court of Appeals

June 2, 2016

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Clerk, South Carolina Court of Appeals
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Re: PCS Nitrogen, Inc., Appellant v. Continental Casualty Company, et al., Respondents
Appellate Case No. 2016-001140
HSB File No. 35894-2

Dear Ms. Kitchings:

Per your office's requests to my secretary I enclose two copies of each of the following documents:

- (1) The Amended Notice of Appeal in the above-captioned case; and
- (2) Proof of Service of the Amended Notice of Appeal on the Respondents.

Please return file-stamped copies of the Amended Notice and Proof of Service to me in the enclosed envelope.

Per my secretary's conversation with Amelia Smith of your office, I have also enclosed Orders granting pro hac vice admissions of out-of-state attorneys in the case, along with state court captions in the case. I believe that the only dependable way to get an accurate record of which defense attorneys remain for the appeal and the most recent names of insurance companies is to request that information directly from them.

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

Sincerely,



Wm. Howell Morrison

WHM/kmg

Enclosures

cc: Attorneys of Record (see attached)

The Honorable Jenny Abbott Kitchings

June 2, 2016

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