

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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JUN 27 2016

SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
G. Thomas Cooper, Jr., Circuit Court Judge
Case No. 2011-CP-10-00387

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.

SECOND 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,

HAYNSWORTH SINKLER BOYD, P.A.



Wm. Howell Morrison, Esq.
134 Meeting Street (29401-2240)
P.O. Box 340 (29402-0340)
Charleston, SC
(843) 722-3366
hmorrison@hsblawfirm.com

and

Michael H. Ginsberg, Esq. (*pro hac vice*)
Matthew R. Divelbiss, Esq. (*pro hac vice*)
Jones Day
500 Grant Street, Suite 4500
Pittsburgh, PA 15219-2502
(412) 394-2502
mhginsberg@jonesday.com
mrdivelbiss@jonesday.com

Counsel for Appellant PCS Nitrogen, Inc.

June 22, 2016

Other Counsel of Record:

J.R. Murphy, Esq.
Adam J. Neil, Esq.
Wesley B. Sawyer, Esq.
Murphy & Grantland, P.A.
P.O. Box 6648
Columbia, SC 29260
(803) 782-4100
jrmurphy@murphygrantland.com
ANEIL@murphygrantland.com
wsawyer@murphygrantland.com
Attorneys for Admiral Insurance Co.

R. Scott Wallinger, Jr., Esq.
Collins & Lacy, P.C.
P.O. Box 12487
Columbia, SC 29211
(803) 256-2660
swallinger@collinsandlacy.com
Attorneys for United States Fire Insurance Co. (for policy no. 5401893627)

John S. Favate, Esq. (*pro hac vice*)
Michael J. Forino, Esq. (*pro hac vice*)
Hardin, Kundla, McKeon & Ploetto
673 Morris Avenue
Springfield, NJ 07081
(973) 912-5222
JFavate@hkmpp.com
Attorneys for United States Fire Insurance Co. (for policy no. 5401893627)

Morgan S. Templeton, Esq.
Wall Templeton & Haldrup, P.A.
P.O. Box 1200
145 King Street, Suite 300 (29401)
Charleston, SC 29402
(843) 329-9500
Morgan.templeton@walltempleton.com
Attorney for Continental Casualty Co.

Patrick F. Hofer, Esq. (*pro hac vice*)
Troutman Sanders LLP
401 Ninth Street, Suite 1000
Washington, DC 20004-2134
Patrick.Hofer@troutmansanders.com
Attorney for Continental Casualty Co.

Robert H. Hood, Jr., Esq.
Hood Law Firm, LLC
P.O. Box 1508
Charleston, SC 29402
(843) 577-4435
Bobbyjr.hood@hoodlaw.com
Attorneys for ACE Property & Casualty Insurance Company and United States Fire Insurance Company with respect to policy numbers GLA 284022 and 540-079751-7 and Century Insurance

Robert F. Walsh, Esq. (*pro hac vice*)
Thomas M. Going, Esq. (*pro hac vice*)
Patricia B. Santelle, Esq. (*pro hac vice*)
White and Williams LLP
1650 Market Street
One Liberty Place, Suite 1800
Philadelphia, PA 19103-7395
goingt@whiteandwilliams.com
walshr@whiteandwilliams.com
Attorneys for ACE Property & Casualty Insurance Company and United States Fire Insurance Company with respect to policy numbers GLA 284022 and 540-079751-7 and Century Insurance

Edward K. Pritchard, III, Esq.
Elizabeth F. Fulton, Esq.
Pritchard Law Group, LLC
P.O. Box 630
Charleston, SC 29402
epritchard@pritchardlawgroup.com
liz@pritchardlawgroup.com
(843) 722-3300
Counsel for Defendants Certain Underwriters at Lloyd's, London, Certain Aviva Companies, Certain Winterthur Companies, New London Reinsurance Company Limited, Berkshire Hathaway Specialty Insurance Company (f/k/a Stonewall Insurance Company), and Starr Indemnity & Liability Company (f/k/a Republic Insurance Company)

Richard McDermott, Esq. (*pro hac vice*)
Seth M. Jaffe, Esq. (*pro hac vice*)
Hinkhouse Williams Walsh, LLP
180 North Stetson Avenue, Suite 3400
Chicago, IL 60601
rmcdermott@hww-law.com
sjaffe@hww-law.com

Counsel for Defendants Certain Underwriters at Lloyd's, London, Certain Aviva Companies, Certain Winterthur Companies, New London Reinsurance Company Limited, Berkshire Hathaway Specialty Insurance Company (f/k/a Stonewall Insurance Company), and Starr Indemnity & Liability Company (f/k/a Republic Insurance Company)

John C. Bonnie, Esq.
Weinberg Wheeler Hudgins Gunn & Dial
3344 Peachtree Road NE, Suite 2400
Atlanta, GA 30326
(404) 832-9514
JBonnie@wwhgd.com
Attorney for Defendant Lexington Insurance

Molly Poag, Esq. (*pro hac vice*)
Harry Lee, Esq. (*pro hac vice*)
Steptoe & Johnson, LLP
1330 Connecticut Avenue, NW
Washington, DC 20036
(202) 429-8091 (direct)
(202) 429-3000 (office)
mpoag@steptoe.com
hlee@steptoe.com
Attorney for Defendant Uniguard

Elizabeth J. Palmer, Esq.
Rosen, Rose & Hagood, LLC
151 Meeting Street, Suite 400
Charleston, SC 29401
epalmer@rrhlawfirm.com
Attorney for Defendant Uniguard

Paul T. Parker, Esq. (*pro hac vice*)
Wayne S. Karbal, Esq. (*pro hac vice*)
Karbal Cohen Economou Silk & Dunne, LLC
150 S. Wacker Drive, Suite 1700
Chicago, IL 60606
(312) 431-3623 (direct)
(312) 431-3700 (office)
pparker@karballaw.com
wkarbal@karballaw.com
Attorneys for First State Insurance Company

R. Michael Ethridge, Esq.
Carlock Copeland
40 Calhoun Street, Suite 400
Charleston, SC 29401
methridge@carlockcopeland.com
Counsel for Defendant First State

John I. Malone, Jr., Esq.
Goldberg Segalla
800 Green Valley Road, Suite 302
Greensboro, NC 27408
(336) 419-4908 (direct)
(336) 209-1725 (mobile)
jmalone@goldbergsegalla.com
Attorneys for Certain London Market Insurance Companies

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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 Second Amended Notice of Appeal on all attorneys of record by depositing a copy of it in the United States Mail, postage prepaid, on June 22, 2016, addressed to all attorneys as shown below:

J.R. Murphy, Esq.
Adam J. Neil, Esq.
Wesley B. Sawyer, Esq.
Murphy & Grantland, P.A.
P.O. Box 6648
Columbia, SC 29260
(803) 782-4100
jrmurphy@murphygrantland.com
ANEIL@murphygrantland.com
wsawyer@murphygrantland.com
Attorneys for Admiral Insurance Co.

R. Scott Wallinger, Jr., Esq.
Collins & Lacy, P.C.
P.O. Box 12487
Columbia, SC 29211
(803) 256-2660
swallinger@collinsandlacy.com
Attorneys for United States Fire Insurance Co. (for policy no. 5401893627)

John S. Favate, Esq. (*pro hac vice*)
Michael J. Forino, Esq. (*pro hac vice*)
Hardin, Kundla, McKeon & Ploetto
673 Morris Avenue
Springfield, NJ 07081
(973) 912-5222
JFavate@hkmpp.com
Attorneys for United States Fire Insurance Co. (for policy no. 5401893627)

Morgan S. Templeton, Esq.
Wall Templeton & Haldrup, P.A.
P.O. Box 1200
145 King Street, Suite 300 (29401)
Charleston, SC 29402
(843) 329-9500
Morgan.templeton@walltempleton.com
Attorney for Continental Casualty Co.

Patrick F. Hofer, Esq. (*pro hac vice*)
Thomas S. Hay, Esq.
Troutman Sanders LLP
401 Ninth Street, Suite 1000
Washington, DC 20004-2134
Patrick.Hofer@troutmansanders.com
Attorney for Continental Casualty Co.

Robert H. Hood, Jr., Esq.
Hood Law Firm, LLC
P.O. Box 1508
Charleston, SC 29402
(843) 577-4435
Bobbyjr.hood@hoodlaw.com
Attorneys for ACE Property & Casualty Insurance Company and United States Fire Insurance Company with respect to policy numbers GLA 284022 and 540-079751-7 and Century Insurance

Robert F. Walsh, Esq. (*pro hac vice*)
Thomas M. Going, Esq. (*pro hac vice*)
Patricia B. Santelle, Esq. (*pro hac vice*)
White and Williams LLP
1650 Market Street
One Liberty Place, Suite 1800
Philadelphia, PA 19103-7395
goingt@whiteandwilliams.com
walshr@whiteandwilliams.com
Attorneys for ACE Property & Casualty Insurance Company and United States Fire Insurance Company with respect to policy numbers GLA 284022 and 540-079751-7 and Century Insurance

Edward K. Pritchard, III, Esq.
Elizabeth F. Fulton, Esq.
Pritchard Law Group, LLC
P.O. Box 630
Charleston, SC 29402
epritchard@pritchardlawgroup.com
liz@pritchardlawgroup.com
(843) 722-3300
Counsel for Defendants Certain Underwriters at Lloyd's, London, Certain Aviva Companies, Certain Winterthur Companies, New London Reinsurance Company Limited, Berkshire Hathaway Specialty Insurance Company (f/k/a Stonewall Insurance Company), and Starr Indemnity & Liability Company (f/k/a Republic Insurance Company)

Richard McDermott, Esq. (*pro hac vice*)
Seth M. Jaffe, Esq. (*pro hac vice*)
Hinkhouse Williams Walsh, LLP
180 North Stetson Avenue, Suite 3400
Chicago, IL 60601
rmcdermott@hww-law.com
sjaffe@hww-law.com

Counsel for Defendants Certain Underwriters at Lloyd's, London, Certain Aviva Companies, Certain Winterthur Companies, New London Reinsurance Company Limited, Berkshire Hathaway Specialty Insurance Company (f/k/a Stonewall Insurance Company), and Starr Indemnity & Liability Company (f/k/a Republic Insurance Company)

John C. Bonnie, Esq.
Weinberg Wheeler Hudgins Gunn & Dial
3344 Peachtree Road NE, Suite 2400
Atlanta, GA 30326
(404) 832-9514
JBonnie@wwhgd.com
Attorney for Defendant Lexington Insurance

Molly Poag, Esq. (*pro hac vice*)
Harry Lee, Esq. (*pro hac vice*)
Steptoe & Johnson, LLP
1330 Connecticut Avenue, NW
Washington, DC 20036
(202) 429-8091 (direct)
(202) 429-3000 (office)
mpoag@steptoe.com
hlee@steptoe.com
Attorney for Defendant Uniguard

Elizabeth J. Palmer, Esq.
Rosen, Rose & Hagood, LLC
151 Meeting Street, Suite 400
Charleston, SC 29401
epalmer@rrhlawfirm.com
Attorney for Defendant Uniguard

Paul T. Parker, Esq. (*pro hac vice*)
Wayne S. Karbal, Esq. (*pro hac vice*)
Karbal Cohen Economou Silk & Dunne, LLC
150 S. Wacker Drive, Suite 1700
Chicago, IL 60606
(312) 431-3623 (direct)
(312) 431-3700 (office)
pparker@karballaw.com
wkarbal@karballaw.com
Attorneys for First State Insurance Company

R. Michael Ethridge, Esq.
Carlock Copeland
40 Calhoun Street, Suite 400
Charleston, SC 29401
methridge@carlockcopeland.com
Counsel for Defendant First State

John I. Malone, Jr., Esq.
Helen Franzese, Esq.
Goldberg Segalla
800 Green Valley Road, Suite 302
Greensboro, NC 27408
(336) 419-4908 (direct)
(336) 209-1725 (mobile)
jmalone@goldbergsegalla.com
hfranzese@goldbergsegalla.com
Attorneys for Certain London Market Insurance Companies

Respectfully submitted,

HAYNSWORTH SINKLER BOYD, P.A.



Wm. Howell Morrison, Esq.
134 Meeting Street (29401-2240)
P.O. Box 340 (29402-0340)
Charleston, SC
(843) 722-3366
hmorrison@hsblawfirm.com

and

Michael H. Ginsberg, Esq.
Matthew R. Divelbiss, Esq.
Jones Day
500 Grant Street, Suite 4500
Pittsburgh, PA 15219-2502
(412) 394-2502
mhginsberg@jonesday.com
mrdivelbiss@jonesday.com

Counsel for Appellant PCS Nitrogen, Inc.

134 MEETING STREET, THIRD FLOOR (29401-2240)
POST OFFICE BOX 340 (29402-0340)
CHARLESTON, SOUTH CAROLINA
TELEPHONE 843.722.3366
FACSIMILE 843.722.2266
WEBSITE www.hsblawfirm.com

WM. HOWELL MORRISON
DIRECT TELEPHONE 843.722.4405
EMAIL wmorrison@hsblawfirm.com

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June 22, 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
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 Second Amended Notice of Appeal in the above-captioned case; and
- (2) Proof of Service of the Second Amended Notice of Appeal on the Respondents.

Please return file-stamped copies of the Second 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 an Order granting pro hac vice admission of Mary Poag in the case, along with the Voluntary Dismissal of Home Insurance Company. This second Amended Notice of Appeal is being filed in order to correct the counsel of record.

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 22, 2016

Page 2

Attorneys of Record -

J.R. Murphy, Esq.
Adam J. Neil, Esq.
Wesley B. Sawyer, Esq.
Murphy & Grantland, P.A.
P.O. Box 6648
Columbia, SC 29260
(803) 782-4100
jrmurphy@murphygrantland.com
ANEIL@murphygrantland.com
wsawyer@murphygrantland.com
Attorneys for Admiral Insurance Co.

R. Scott Wallinger, Jr., Esq.
Collins & Lacy, P.C.
P.O. Box 12487
Columbia, SC 29211
(803) 256-2660
swallinger@collinsandlacy.com
Attorneys for United States Fire Insurance Co. (for policy no. 5401893627)

John S. Favate, Esq. (*pro hac vice*)
Michael J. Forino, Esq. (*pro hac vice*)
Hardin, Kundla, McKeon & Ploetto
673 Morris Avenue
Springfield, NJ 07081
(973) 912-5222
JFavate@hkmpp.com
Attorneys for United States Fire Insurance Co. (for policy no. 5401893627)

Morgan S. Templeton, Esq.
Wall Templeton & Haldrup, P.A.
P.O. Box 1200
145 King Street, Suite 300 (29401)
Charleston, SC 29402
(843) 329-9500
Morgan.templeton@walltempleton.com
Attorney for Continental Casualty Co.

The Honorable Jenny Abbott Kitchings

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Page 3

Patrick F. Hofer, Esq. (*pro hac vice*)
Thomas S. Hay, Esq. (*pro hac vice*)
Troutman Sanders LLP
401 Ninth Street, Suite 1000
Washington, DC 20004-2134
Patrick.Hofer@troutmansanders.com
Attorney for Continental Casualty Co.

Robert H. Hood, Jr., Esq.
Hood Law Firm, LLC
P.O. Box 1508
Charleston, SC 29402
(843) 577-4435
Bobbyjr.hood@hoodlaw.com
Attorneys for ACE Property & Casualty Insurance Company and United States Fire Insurance Company with respect to policy numbers GLA 284022 and 540-079751-7 and Century Insurance

Robert F. Walsh, Esq. (*pro hac vice*)
Thomas M. Going, Esq. (*pro hac vice*)
Patricia B. Santelle, Esq. (*pro hac vice*)
White and Williams LLP
1650 Market Street
One Liberty Place, Suite 1800
Philadelphia, PA 19103-7395
goingt@whiteandwilliams.com
walshr@whiteandwilliams.com
Attorneys for ACE Property & Casualty Insurance Company and United States Fire Insurance Company with respect to policy numbers GLA 284022 and 540-079751-7 and Century Insurance

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Page 4

Edward K. Pritchard, III, Esq.
Elizabeth F. Fulton, Esq.
Pritchard Law Group, LLC
P.O. Box 630
Charleston, SC 29402
epritchard@pritchardlawgroup.com
liz@pritchardlawgroup.com
(843) 722-3300

Counsel for Defendants Certain Underwriters at Lloyd's, London, Certain Aviva Companies, Certain Winterthur Companies, New London Reinsurance Company Limited, Berkshire Hathaway Specialty Insurance Company (f/k/a Stonewall Insurance Company), and Starr Indemnity & Liability Company (f/k/a Republic Insurance Company)

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Seth M. Jaffe, Esq. (*pro hac vice*)
Hinkhouse Williams Walsh, LLP
180 North Stetson Avenue, Suite 3400
Chicago, IL 60601
rmcdermott@hww-law.com
sjaffe@hww-law.com

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John C. Bonnie, Esq.
Weinberg Wheeler Hudgins Gunn & Dial
3344 Peachtree Road NE, Suite 2400
Atlanta, GA 30326
(404) 832-9514
JBonnie@wwhgd.com
Attorney for Defendant Lexington Insurance

The Honorable Jenny Abbott Kitchings

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Page 5

Molly Poag, Esq. (*pro hac vice*)
Harry Lee, Esq. (*pro hac vice*)
Steptoe & Johnson, LLP
1330 Connecticut Avenue, NW
Washington, DC 20036
(202) 429-8091 (direct)
(202) 429-3000 (office)
mpoag@steptoe.com
hlee@steptoe.com
Attorney for Defendant Uniguard

Elizabeth J. Palmer, Esq.
Rosen, Rose & Hagood, LLC
151 Meeting Street, Suite 400
Charleston, SC 29401
epalmer@rrhlawfirm.com
Attorney for Defendant Uniguard

Paul T. Parker, Esq. (*pro hac vice*)
Wayne S. Karbal, Esq. (*pro hac vice*)
Karbal Cohen Economou Silk & Dunne, LLC
150 S. Wacker Drive, Suite 1700
Chicago, IL 60606
(312) 431-3623 (direct)
(312) 431-3700 (office)
pparker@karballaw.com
wkarbal@karballaw.com
Attorneys for First State Insurance Company

R. Michael Ethridge, Esq.
Carlock Copeland
40 Calhoun Street, Suite 400
Charleston, SC 29401
methridge@carlockcopeland.com
Counsel for Defendant First State

The Honorable Jenny Abbott Kitchings

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Page 6

John I. Malone, Jr., Esq.

Helen Franzese, Esq.

Goldberg Segalla

800 Green Valley Road, Suite 302

Greensboro, NC 27408

(336) 419-4908 (direct)

(336) 209-1725 (mobile)

jmalone@goldbergsegalla.com

hfranzese@goldbergsegalla.com

Attorneys for Certain London Market Insurance Companies



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Haynsworth
Sinkler Boyd, PA

ATTORNEYS AND COUNSELORS AT LAW

POST OFFICE BOX 340
CHARLESTON, SOUTH CAROLINA 29402-0340

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Honorable Jenny Abbott Kitchings
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