

THE STATE OF SOUTH CAROLINA
In The Supreme Court

ON CERTIFICATION FROM AN APPEAL IN THE UNITED STATES
COURT OF APPEALS FOR THE FOURTH CIRCUIT

Appellate Case No. 2016-002398

THEODORE G. HARTSOCK, JR., as Personal Representative of the Estate
of Sarah Mills Hartsock (Estate of Sarah Mills Hartsock),

Plaintiff – Respondent,

v.

GOODYEAR DUNLOP TIRES NORTH AMERICA LTD, a foreign
corporation; and THE GOODYEAR TIRE & RUBBER COMPANY, a
foreign corporation.

Defendants – Appellants.

MOTION FOR LEAVE TO FILE *AMICUS CURIAE* BRIEF
SOUTH CAROLINA ASSOCIATION FOR JUSTICE

Pursuant to South Carolina Appellate Court Rule 213, The South
Carolina Association for Justice (“SCAJ”) moves for leave of the Court
to file an amicus brief as *Amicus Curiae*. SCAJ was founded nearly sixty
years ago to serve its members and those persons whom the members

where sworn to protect. The Association currently has over 1,200 members who are lawyers and advocates for those who are harmed by the actions of others. Members engage in litigation on behalf of these injured parties, and discovery is an important part of litigation, especially in a complex area such as products liability. The Court's determination of the questions presented in this appeal will impact the ability of SCAJ members to adequately represent those clients in both products liability and personal injury actions, thereby depriving consumers of their ability to have their claims fully explored by a jury in accord with the 7th Amendment of the United States Constitution. The SCAJ is especially knowledgeable on the burdens of pursuing litigation, particularly products liability litigation that involves extensive discovery and difficult questions of evidentiary law. Accordingly, the SCAJ requests leave to file this amicus brief to assist the Court with understanding and considering the interests of SCAJ members in this matter.

Respectfully submitted,

Frank L. Eppes
Chair, Amicus Committee
The South Carolina Association for Justice


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