

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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SC Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

Jean Hoefer Toal, Chief Justice of the Supreme Court of South Carolina (Retired),
Acting as Circuit Court Judge

Appellate Case No. 2018-000385

Timothy W. Howe, Individually and as Personal Representative of the Estate of Wayne Ervin Howe,
Deceased and Jeanette Howe,.....Respondents

vs.

Air & Liquid Systems Corp., Individually and as successor-in-interest to Buffalo Pumps, Inc.; Airco, Inc.;
Airgas USA, LLC f/k/a National Welding Supply, Inc.; Albany International Corp; Asten-Johnson, Inc.; Aurora
Pump Company; AW. Chesterton Company; Beloit Corporation; Black Clawson Converting Machinery, LLC;
Individually and as a subsidiary of Davis-Standard LLC; CBS Corporation, A Delaware corporation f/k/a
Viacom, Inc., Successor by merger to CBS Corporation; Pennsylvania Corporation, f/k/a Westinghouse
Electric Corporation; CGR Products, Inc., f/k/a Carolina Gasket and Rubber company; CAN Holdings, Inc.
f/k/a Hoechst Celanese Corporation (sued individually and as successor in interest to Fiber industries, Inc.);
Cleaver-Brooks, Inc.; Covil Corporation' Crane Co.; Crown Cork & Seal Company, Inc.; Daniel International
Corporation; Davis-Standard Corporation, LLC; Dezurik, Inc d/b/a Dezurik-APCO Williamette Eagle, Inc.;
Fisher-Klosterman, Inc., as successor-in-interest to Buell Engineering Co.; Flowserve Corporation,
Individually and as successor-in-interest to Durco Pumps; Fluor Daniel Services Corporation; Foster
Wheeler Energy Corporation; General Electric Company; The Gorman-Rupp Company; Goulds Pumps,
Incorporated; Ingersoll-Rand Company; Linde, LLC f/k/a The Boe Group, Inc., f/k/a Airco, Inc.; Marsulex
Environmental Technologies Corporation, individually and as successor-in-interest to Buell Engineering
Co.; Metropolitan Life Insurance Company, A wholly-owned subsidiary of Metlife, Inc.; Peerless Pump
Company; Presnell Insulation, Inc.; Riley Power, Inc., Individually and as successor-in-interest to Babcock
Borsig Power, Inc. and Riley Stoker Corporation, Individually and as successor-in-interest to D.B.Riley;
SCAPA Waycross, Inc.; Sepco Corporation; SPX Cooling Technologies, Inc, f/k/a Marley Cooling
Technologies, Inc. f/k/a The Marley Cooling Tower Co.; Sterling Fluid Systems (USA) LLC; Trane U.S., Inc.
f/k/a American Standard, Inc. f/k/a American & Standard Manufacturing Company; Union Carbide
Corporation; Uniroyal, Inc. f/k/a United States Rubber Company, Inc.; United Conveyor Corporation; Velan
Valve Corp; Viking Pump, Inc.; Warren Pumps LLC; Yuba Heat Transfer Corporation; Zurn
Industries,.....Defendants

Of which Covil Corporation is the Appellant.

AND

Roxanne Falls, Individually and as Personal Representative of the Estate of Charlotte Gaye,
Smith,.....Respondents

vs.

CBS Corporation, A Delaware Corporation f/k/a Viacom, Inc., successor by merger to CBS Corporation, A Pennsylvania Corporation f/k/a Westinghouse Electric Corporation; CNA Holdings, Inc. f/k/a Hoechst Celanese Corporation, sued individually and as a successor-in interest to Fiber Industries, Inc.; Cleaver-Brooks, Inc.; Covil Corporation; Daniel International Corporation; Fluor Daniel, Inc. f/k/a Daniel Construction Company, Inc.; Fluor Daniel Services Corporation; Foster Wheeler Energy Corporation; General Electric Company; MP Supply, Inc. f/k/a Mill-Power Supply Co. and Mill power Supply Company; Resolute FP US, Inc., Union Carbide Corporation; United States Fidelity Guaranty Company; Uniroyal, Inc. f/k/a United States Rubber Company, Inc. and United Conveyor Corporation,.....Defendants

Of which Covil Corporation is the Appellant.

AND

James Coleman Sizemore, as Personal Representative of the Estate of James Calvin Sizemore, Decedent,.....Respondent.

vs.

Bowater Paper Mill; E.I. Du Pont De Nemours and Company; Foster Wheeler Energy Corporation; Daniel International Corporation f/k/a Daniel Construction Company, Inc.; Resolute FP US Inc f/k/a Bowater Incorporated; CBS Corporation, a Delaware corporation f/k/a Viacom, Inc. successor-by-merger to CBS Corporation, A Pennsylvania Corporation f/k/a Westinghouse Electric Corporation; Cleaver-Brooks, Inc. f/k/a Aqua-Chem, Inc. d/b/a Cleaver-Brooks Division; Covil Corporation; Fluor Constructors International f/k/a Fluor Corporation; Fluor Constructors International, Inc.; Fluor Daniel Services Corporation; Fluor Enterprises, Inc.; General Electric Company d/b/a Rayloc a/k/a NAPA; Georgia-Pacific Consumer Products LP; Honeywell International, Inc. f/k/a Allied-Products Liability Signal, Inc., sued as successor-in-interest to Bendix Corporation; SCANA Corporation d/b/a South Carolina Electric & Gas; Riley Power, Inc. f/k/a Riley Stoker Corporation and D.B. Riley, Inc. Waste Management of South Carolina, Inc., as successor by merger to USA Waste of South Carolina, Inc., successor by merger to Chambers Medical Technologies, Inc.,.....Defendants

Of which Covil Corporation is the Appellant.

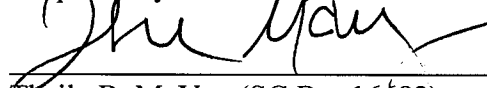
PROOF OF SERVICE

The undersigned, an attorney of the Respondents in this matter, certifies that I have this 14th day of December, 2018, served copies of the Respondents' Initial Brief upon all counsel for by causing them to be deposited in the United States mail with sufficient postage attached, and return address clearly marked on the envelope to:

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Dated: December 14, 2018

Respectfully submitted,



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