

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

The Honorable Jean H. Toal, Circuit Court Judge

Appellate Case No. 2018-001965

Jerry Howard Crawford, individually, and as Personal Representative of the Estate of Evelyn Kay Crawford, Respondent,

v.

Celanese Corporation, Aurora Pump Company; Carrier Corporation, CNA Holdings, LLC, f/k/a Hoechst Celanese Corporation; Covil Corporation; Crane Co., Daniel International Corporation f/k/a Daniel Construction Company, Inc.; Flowserve Corporation, individually and as successor-in-interest to Anchor/Darling Valve Company, and individually as successor-in-interest to Durco Pumps; Flowserve, US Inc.; Fluor Constructors International, f/k/a Fluor Corporation; Fluor Constructors, International, Inc.; Fluor Daniel Services Corporation, Fluor Enterprises, Inc.; Ford Motor Company; Genuine Parts Company, d/b/a Rayloc (a/k/a NAPA); The Goodyear Tire & Rubber Company; Goulds Pumps, Inc.; Grinnell, LLC f/k/a Grinnell Corp., f/k/a ITT Grinnell Corp.; Honeywell International, Inc., f/k/a Allied-Products Liability Signal, Inc., sued as successor-in-interest to Bendix Corporation; Ingersoll-Rand Company; John Crane, Inc., Metropolitan Life Insurance Company, a wholly owned subsidiary of Metlife Inc.; National Automotive Parts Association, (NAPA); Parker-Hannifin Corporation, Pneumo Abex, LLC, successor-in-interest to Abex Corporation; Spirax Sarco, Inc.; SPX Cooling Technologies, Inc., individually and as successor-in-interest to Marley Cooling Towers, Co.; Standard Motor Products, Inc.; sued as successor-in-interest to EIS Automotive, United States Fidelity & Guaranty Company; and The William Powell Company, Defendants,

Of Which, Covil Corporation is the Appellant.

**APPELLANT'S DESIGNATION OF MATTER TO INCLUDE IN RECORD
ON APPEAL AND CERTIFIATION**

Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Covil Corporation (“Appellant”) designates the following materials to be included in the Record on Appeal in this matter. Unless otherwise expressly stated, each item designated is to include all attachments or exhibits to the original of the referenced item, as well as any proofs of service. Appellant expressly reserves the right to seek supplementation to the record pursuant to Rules 209 and 212, SCACR.

ORDERS

1. Order/Judgment/Verdict Form issued July 19, 2018; and
2. Order/Judgment granting new trial entered October 22, 2018.

PLEADINGS

1. Summons and Complaint filed by Plaintiffs on December 4, 2017;
2. Answer of Covil Corporation to the Complaint filed on January 5, 2018;
3. Plaintiffs’ Motion for JNOV filed July 30, 2018;
4. Covil Corporation’s Memorandum in Opposition to Motion for JNOV filed August 3, 2018;
5. Plaintiffs’ Memorandum in Support of JNOV dated September 25, 2018, and Exhibits A-J;
6. Covil Corporation’s Supplemental Memorandum Opposing Plaintiff’s Motion for JNOV filed October 5, 2018;
7. Plaintiffs’ Supplemental Memorandum and Exhibit filed October 9, 2018; and
8. Covil Corporation’s Notice of Appeal filed on October 31, 2018.

TRANSCRIPTS

1. Transcript of Trial, July 16, 2018, through July 19, 2018;
2. Transcript of JNOV Hearing on October 10, 2018;
3. Deposition of Palmer Covil July 14, 1977 (read at trial);

4. Deposition of Machen Lee Carpenter (read at trial);
5. Deposition of Bruce Boyer (played at trial);
6. Deposition of Dan Buck (played at trial); and
7. Deposition of Harley Neelands (played at trial).

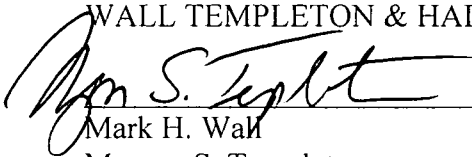
OTHER MATERIALS OR DOCUMENTS

1. Exhibits/Evidence admitted during the trial.

Undersigned counsel certifies, pursuant to Rule 209(c), SCACR, that this designation contains no matter which is irrelevant to the appeal.

January 4, 2019

WALL TEMPLETON & HALDRUP, P.A.



Mark H. Wall

Morgan S. Templeton

Tommy B. Boger

Post Office Box 1200

Charleston, South Carolina 29402

843-329-9500 (Phone)

Mark.Wall@WallTempleton.com

Morgan.Templeton@WallTempleton.com

Tommy.Boger@WallTempleton.com

Attorneys for the Appellant Covil Corporation

Other Counsel of Record:

Theile B. McVey
KASSEL McVEY ATTORNEYS AT LAW
1330 Laurel Street
Columbia, South Carolina 29202
tmcvey@kassellaw.com

Jonathan M. Holder
DEAN OMAR BRANHAM, LLP
302 N. Market Street, Ste. 300
Dallas, Texas 75202
jholder@dobllp.com

Attorneys for Respondent Jerry Howard Crawford and Evelyn Kay Crawford

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

The Honorable Jean H. Toal, Circuit Court Judge

Case No. 2017-CP-42-04429

RECEIVED

JAN 07 2019

SC Court of Appeals

Jerry Howard Crawford, individually and as Personal Representative of the Estate of Evelyn Kay Crawford, Respondent

v.

Celanese Corporation, Aurora Pump Company; Carrier Corporation, CNA Holdings, LLC, f/k/a Hoechst Celanese Corporation; Covil Corporation; Crane Co., Daniel International Corporation f/k/a Daniel Construction Company, Inc.; Flowserve Corporation, individually and as successor-in-interest to Anchor/Darling Valve Company, and individually as successor-in-interest to Durco Pumps; Flowserve, US Inc.; Fluor Constructors International, f/k/a Fluor Corporation; Fluor Constructors, International, Inc.; Fluor Daniel Services Corporation, Fluor Enterprises, Inc.; Ford Motor Company; Genuine Parts Company, d/b/a Rayloc (a/k/a NAPA); The Goodyear Tire & Rubber Company; Goulds Pumps, Inc.; Grinnell, LLC f/k/a Grinnell Corp., f/k/a ITT Grinnell Corp.; Honeywell International, Inc., f/k/a Allied-Products Liability Signal, Inc., sued as successor-in-interest to Bendix Corporation; Ingersoll-Rand Company; John Crane, Inc., Metropolitan Life Insurance Company, a wholly owned subsidiary of Metlife Inc.; National Automotive Parts Association, (NAPA); Parker-Hannifin Corporation, Pneumo Abex, LLC, successor-in-interest to Abex Corporation; Spirax Sarco, Inc.; SPX Cooling Technologies, Inc., individually and as successor-in-interest to Marley Cooling Towers, Co.; Standard Motor Products, Inc.; sued as successor-in-interest to EIS Automotive, United States Fidelity & Guaranty Company; and The William Powell Company, Defendants,

Of Which, Covil Corporation is the Appellant.

PROOF OF SERVICE

I, Amy R. Eversole, of Wall Templeton & Haldrup, do hereby certify that I have served a copy of Appellant's Designation of Matter to Include in Record on Appeal by depositing the same in the

United States Mail, properly posted on January 4th, 2019 addressed as follows to counsel of record:

Theile B. McVey
KASSEL McVEY ATTORNEYS AT LAW
1330 Laurel Street
Columbia, South Carolina 29202
tmcvey@kassellaw.com
**Attorney for Respondent Jerry Howard
Crawford and Evelyn Kay Crawford**

Jonathan M. Holder
DEAN OMAR BRANHAM, LLP
302 N. Market Street, Ste. 300
Dallas, Texas 75202
jholder@dobllp.com
**Attorney for Respondent Jerry Howard
Crawford and Evelyn Kay Crawford**

WALL TEMPLETON & HALDRUP, P.A.



Amy R. Eversole, Paralegal
Post Office Box 1200
Charleston, South Carolina 29402
843-329-9500



Wall Templeton
ATTORNEYS

Morgan S. Templeton
Morgan.Templeton@WallTempleton.com
Telephone: 843.329.9500 Ext. 209
Facsimile: 843.329.9501

January 4, 2019

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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SC Court of Appeals

Re: Jerry Howard *Crawford vs. Aurora Pump Company, et al*
Appellate Case No: 2018-001965

Dear Ms. Kitchings:

Enclosed for filing, please find an original and two copies of Appellant's Initial Brief, along with Proof of Service and Appellant's Designation of Matter to be Included in the Record on Appeal.

Please file the originals of each and return file-stamped copies to me in the envelope provided for your convenience.

Thank you for your time and attention to this matter.

Sincerely,

WALL TEMPLETON & HALDRUP, P.A.

Morgan S. Templeton

MST:are
enclosures

cc: Theile B. McVey, Esq.
Jonathan M. Holder, Esq.

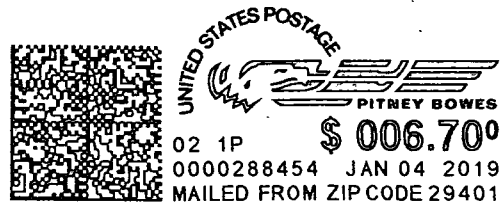
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Wall Templeton
ATTORNEYS

145 King Street, Suite 300
Charleston, South Carolina 29401

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211



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