

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

RECEIVED
JAN 22 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.

**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).

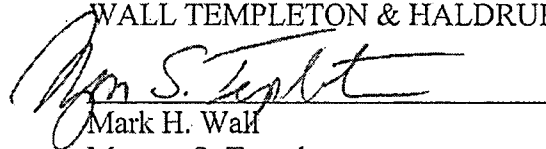
OTHER MATERIALS OR DOCUMENTS

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

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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:

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