

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

Appellate Case No. 2018-000618

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

v.

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 Resolute FP US, Inc. is the Appellant.

AND

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

v.

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 Resolute FP US, Inc. is the Appellant.

**RESPONDENTS' DESIGNATION OF MATTER
TO BE INCLUDED IN RECORD ON APPEAL**

Renee M. Melancon (admitted *pro hac vice*)
Jonathan M. Holder
DEAN OMAR BRANHAM SHIRLEY, LLP
300 N. Market Street, Suite 300
Dallas, TX 75202
Telephone: (214) 722-5990

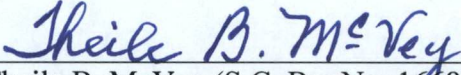
Theile B. McVey
John D. Kassel
KASSEL McVEY ATTORNEYS AT LAW
P.O. Box 1476
1330 Laurel Street
Columbia, SC 29201

Counsel for Respondents

Pursuant to Rule 209, SCACR, Respondents designate the following materials to be included in the Record on Appeal:

1. *Falls, et al. v. CBS Corporation, et al.*, Plaintiffs' Response in Opposition to Amended Motion for Summary Judgment and Dismissal of Defendant Resolute FP US, Inc., with exhibits 1-15, 36, 37.
2. *Sizemore, et al. v. Bowater Paper Mill, et al.*, Plaintiff's Response to Defendant Resolute FP US, Inc.'s Motion to Dismiss, with exhibits A-F.
3. 2/23/18 Orders sanctioning Covil in *Sizemore* and *Falls*.
4. Reply in Support of Motions to Dismiss Appeal filed by *Sizemore* and *Falls*.
5. *Sizemore* and *Falls*' Motions to Dismiss Appeal.
6. Plaintiffs' Response to Motion to Enforce Automatic Stay.
7. *Smith, et al. v. CBS Corporation, et al.*, Original Complaint.

The undersigned, an attorney in this matter for the Respondent, certifies pursuant to Rule 209(c), SCACR, that this designation contains no materials that are irrelevant to the appeal.



Theile B. McVey (S.C. Bar No. 16682)
Kassel McVey
Post Office Box 1476
Columbia, South Carolina 29202
Telephone: (803) 256-4242
tmcvey@kassellaw.com
Renee M. Melancon (admitted *pro hac vice*)
DEAN OMAR BRANHAM SHIRLEY, LLP
300 N. Market Street, Suite 300

Dallas, Texas 75202
Telephone: (214) 722-5990
rmelancon@dobslegal.com

ATTORNEYS FOR RESPONDENTS

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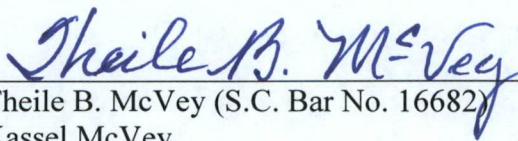
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Of which Resolute FP US, Inc. is the Appellant.

PROOF OF SERVICE

The undersigned, an attorney in this matter of the Respondent James Sizemore, certifies that I have this 11th day of February, 2019, served copies of the **Respondent's Initial Brief** and **Designation of Matter to be Included in the Record on Appeal** upon all counsel for Appellants (listed below) by causing them to be deposited in the United States mail with sufficient postage attached.



Theile B. McVey (S.C. Bar No. 16682)
Kassel McVey
Post Office Box 1476
Columbia, South Carolina 29202
Telephone: (803) 256-4242
tmcvey@kassellaw.com
Renee M. Melancon (admitted *pro hac vice*)
DEAN OMAR BRANHAM SHIRLEY, LLP
300 N. Market Street, Suite 300
Dallas, Texas 75202
Telephone: (214) 722-5990
rmelancon@dobslegal.com

ATTORNEYS FOR RESPONDENTS

February 11, 2019

Counsel Served:

R. Hawthorne Barrett
Sam V. Priddy
Turner Padget Graham & Laney, P.A.
P.O. Box 1473
Columbia, SC 29202

Attorneys for Appellant

Kurtis B. Reeg
Reeg Lawyers, LLC
939 N. Clay Ave.
St. Louis, MO 63122

Attorney for Appellant