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SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM HAMPTON COUNTY AND YORK COUNTY  
Court of Common Pleas

Jean Hoefler Toal, 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. DuPont De Nemours and Company; Foster  
Wheeler Energy Corporation; Daniel International Corporation; Resolute  
FP US, Inc.; CBS Corporation; Cleaver Brooks, Inc.; Covil Corporation;  
Fluor Daniels Services Corporation; Fluor Enterprises, Inc.; General  
Electric Company; Genuine Parts Company; Georgia-Pacific Consumer  
Products LP; Honeywell International, Inc.; SCANA Corporation; Riley  
Power, Inc.; and Waste Management of South Carolina, 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; CAN Holdings, Inc.; Celanese Corporation;  
Cleaver-Brooks, Inc.; Covil Corporation; Daniel International Corporation;  
Fluor Daniel, Inc.; Fluor Daniel Services Corporation; Foster Wheeler Energy  
Corporation; General Electric Company; MP Supply, Inc.; Resolute FP US, Inc.;  
Union Carbide Corporation; United States Fidelity and Guaranty Company;  
Uniroyal, Inc.; United Conveyor Corporation, Defendants,

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

**CONSENT MOTION TO STAY APPEAL**

The Appellant and the Respondents have reached an agreement in principle to settle all of the Respondents' claims asserted against the Appellant in these cases. The process of completing the settlement, which includes the production and inspection of a large volume of documents as well as monetary payments, is expected to take a considerable amount of time. In order to avoid unnecessary time and expenses in these consolidated appeals, the Appellant and the Respondents jointly request that the Court stay this appeal while the process of completing the settlement takes place. When the settlement is completed, the parties will notify the Court and request dismissal of the appeal at that time. Therefore, the parties jointly move for an Order staying all deadlines and activity in this appeal until the settlement process has been completed.

Respectfully submitted,

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Attorneys for Respondents

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v.

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Power, Inc.; and Waste Management of South Carolina, Inc., Defendants,

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

AND

Roxanne Falls, Individually and as Personal Representative of the  
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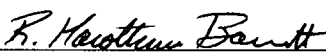
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CBS Corporation; CAN Holdings, Inc.; Celanese Corporation;  
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Corporation; General Electric Company; MP Supply, Inc.; Resolute FP US, Inc.;  
Union Carbide Corporation; United States Fidelity and Guaranty Company;  
Uniroyal, Inc.; United Conveyor Corporation, Defendants,

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

**PROOF OF SERVICE**

The undersigned, an attorney in this matter of the Appellant Resolute FP US, Inc., certifies that I have this 12<sup>th</sup> day of March, 2019, served copies of the **Consent Motion to Stay Appeal** upon all counsel for the Respondents (listed below) by causing them to be deposited in the United States mail with sufficient postage attached.

  
\_\_\_\_\_  
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March 12, 2019

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March 12, 2019

Via Hand Delivery

The Hon. Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

RECEIVED  
MAR 12 2019  
SC Court of Appeals

Re: James Coleman Sizemore, et al. v. Bowater Paper Mill, et al.  
Roxanne Falls, et al. v. CBS Corp., et al.  
**Consolidated Appellate Case No. 2018-000618**  
Our File No. 13790.00101

Dear Ms. Kitchings:

Enclosed are the following: (1) the original and seven copies of the Consent Motion to Stay Appeal, (2) the original and one copy of the Proof of Service, and (3) a check for the filing fee. Please file the originals and necessary copies and return the extra stamped copies to our courier. Thank you for your kind assistance.

Sincerely,

TURNER PADGET GRAHAM & LANEY P.A.



R. Hawthorne Barrett

RHB  
Enclosures

cc: Theile B. McVey, Esq.  
Renee M. Melancon, Esq.