

91296

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

Jean H. Toal, Circuit Court Judge

Appellate Case No. 2019-001600

Rita Joyce Glenn, individually and as personal
representative of the Estate of Thomas Harold Glenn,
deceased,

Respondent,

v.

3M Company, f/k/a Minnesota Mining and Manufacturing
Co.; Air & Liquid Systems Corporation, Individually and
as Successor-In-Interest to Buffalo Pumps; Airgas USA,
LLC; Aurora Pump; BW/IP Inc., a Subsidiary of
Flowserve Corporation; 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; CGR Products, Inc.,
f/k/a Carolina Gasket and Rubber Company, Inc.;
Carboline Company; Crane Co. d/b/a Crane Chempharma
& Energy d/b/a Aloyco, n/k/a Crane Energy Flow
Solutions; Crosby Valve, Inc.; Dana Companies, LLC;
Daniel International Corporation; Fisher Controls
International, LLC.; Flowserve Corporation, Individually
and as Successor in Interest to Anchor/Darling Valve
Company; Flowserve Corporation, Individually and as
Successor to Byron Jackson Pump Company; Fluor
Daniel, Inc., f/k/a Daniel Construction Company, Inc.;
Fluor Daniel Services Corporation; Foster Wheeler
Energy Corporation; General Electric Company;
Goodyear Tire & Rubber; Goulds Pumps, Inc.; Grinnell
LLC, f/k/a Grinnell Corp, f/k/a ITT Grinnell Corp.,
Individually and as Successor to Kennedy Valve
Manufacturing Co., Inc.; Hajoca Corporation; Imo
Industries, Inc., Individually and as Successor-in-Interest
to De Laval Turbine, Inc.; Ingersoll Rand Company; ITT
Corporation; John Crane, LLC; Linde LLC, a Delaware
Limited Liability Company, formerly known as the BOC
Group, Inc. and/or Airco, Inc.; MP Supply, Inc. f/k/a Mill
Power Supply; Metropolitan Life Insurance Company, a

RECEIVED
OCT 29 2019
SC Court of Appeals

wholly-owned subsidiary of MetLife Inc.; Sepco Corporation; The J.R. Clarkson Company Solely as a Successor by Merger to Anderson Greenwood & Co., f/k/a Kunkle Valve Company, Inc.; The Sherwin- Williams Company; Trane U.S. Inc., f/k/a American Standard, Inc.; United Conveyor Corporation; United Seal & Rubber Company, Inc.; Uniroyal, Inc., f/k/a United States Rubber Company, Inc.; Velan Valve Corporation; Viking Pump, Inc.; and Weir Valves & Controls USA, Inc., Individually and as Successor in Interest to Atwood & Morrill Co., Inc.,

Defendants,

Of which, Fisher Controls International LLC, is the

Appellant.

MOTION FOR SECOND EXTENSION OF TIME TO FILE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Pursuant to Rules 208 and 240 of the South Carolina Appellate Court Rules, Appellant Fisher Controls International LLC (“Fisher”) respectfully requests a thirty-day extension to file its initial brief and designation of matter. Fisher requests this extension due to Fisher’s counsel’s other briefing and motion deadlines and out-of-town travel. This is the second extension request for this initial brief.

Counsel for Fisher has communicated with opposing counsel, and they consent to this extension request.

The current deadline for Fisher’s initial brief and designation of matter is November 20, 2019. With the thirty-day extension, the deadline would be December 20, 2019. Fisher also requests that the current deadline be held in abeyance until this Court issues an order on this motion.

(signature on following page)

NELSON MULLINS RILEY & SCARBOROUGH LLP

By:  _____

C. Mitchell Brown

SC Bar No. 012872

E-Mail: mitch.brown@nelsonmullins.com

A. Mattison Bogan

SC Bar No. 72629

E-Mail: matt.bogan@nelsonmullins.com

Nicholas A. Charles

SC Bar No. 101693

E-Mail: nick.charles@nelsonmullins.com

1320 Main Street / 17th Floor

Post Office Box 11070 (29211-1070)

Columbia, SC 29201

(803) 799-2000

Attorneys for Appellant Fisher Controls International LLC

Columbia, South Carolina

October 29, 2019

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

Jean H. Toal, Circuit Court Judge

Appellate Case No. 2019-001600

Case No. 2015-CP-04-01607

RECEIVED

OCT 29 2019

SC Court of Appeals

Rita Joyce Glenn, Individually and as Personal
Representative of the Estate of Thomas Harold Glenn,.....

Respondent,

v.

3M Company, f/k/a Minnesota Mining and
Manufacturing Co., et al.,.....

Defendants,

Of which Fisher Controls International LLC, is the

Appellant.

PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Appellant, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):


Pleadings:

Motion for Second Extension of Time to File Initial Brief of Appellant and Designation of Matter

Counsel Served:

KASSEL McVEY, ATTORNEYS AT LAW
Theile B. McVey (SC Bar No. 16682)
E-Mail: tmcvey@kassellaw.com
1330 Laurel Street
Post Office Box 1476
Columbia, SC 29202-1476

DEAN OMAR BRANHAM SHIRLEY, LLP
Jessica M. Dean (admitted *pro hac vice*)
Jonathan M. Holder (SC Bar No. 77935)
E-Mail: jdean@dobslegal.com
E-Mail: jholder@dobslegal.com
302 North Market Street, Suite 300
Dallas, TX 75202



Jessica Trautman
Administrative Assistant

October 29, 2019



Nicholas A. Charles
T 803.255.9663
nick.charles@nelsonmullins.com

NELSON MULLINS RILEY & SCARBOROUGH LLP
ATTORNEYS AND COUNSELORS AT LAW

1320 Main Street | 17th Floor
Columbia, SC 29201
T 803.799.2000 F 803.256.7500
nelsonmullins.com

October 29, 2019

Via: Hand Delivery

The Honorable Jenny Abbott Kitchings
Clerk of Court
SC Court of Appeals
1220 Senate Street
Columbia, SC 29201

RECEIVED

OCT 29 2019

SC Court of Appeals

RE: Glenn, Thomas H., et al. v. Crosby Valve LLC, et al.
Civil Action No.: 2015_CP-04-01607
Our File No. 044985/01502

Dear Ms. Kitchings:

Enclosed please find the original and seven copies of Appellant's Motion for a Second Extension of Time to File Initial Brief and Designation of Matter in regard to the above-referenced matter. We would ask that you file the original and return a clocked-in copy to us via our courier. Also enclosed is our check in the amount of \$50.00 as the required filing fee.

By copy of this letter to counsel of record, we are serving them with a copy of this notice.

Very truly yours,

Nicholas A. Charles

NAC:jlt

Enclosures

cc: Theile B. McVey, Esquire
Jessica M. Dean, Esquire (*admitted Pro Hac Vice*)
Jonathan M. Holder, Esquire