

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

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

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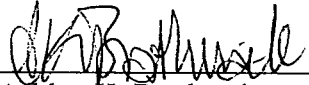
SC Court of Appeals

Company, and The William Powell Company, Defendants,
Of Which, Covil Corporation is the Appellant.

NOTICE OF APPEAL

Covil Corporation (“Appellant”) appeals the circuit court’s Order granting a new trial to Plaintiff/Respondent under Rules 60(b)(2) and 60(b)(3), SCR, that was entered on November 25, 2019. That Order is attached hereto as Exhibit A. Appellant received the Order on November 25, 2019. Appellant previously filed an appeal in this action in Appellate Case No. 2018-001196. On September 20, 2019, the Court of Appeals issued an Order granting Respondent’s motion for leave to file a motion for relief from judgment under Rule 60(b), SCR, and stating that the previous appeal would be held in abeyance pending the circuit court’s consideration of that motion. The Court of Appeals’ Order dated September 20, 2019, is attached as Exhibit B.

This the 23rd day of December, 2019.



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**Attorneys for Respondent Jerry Howard, Individually and as Personal
Representative of the Estate of Evelyn Kay Crawford**

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Corporation, Fluor Constructors, International, Inc.
Fluor Daniel Services Corporation, Fluor Enterprises,
Inc., Ford Motor Company, Genuine Parts Company,
d/b/a Rayloc (a/lc/a NAPA), The Goodyear Tire &
Rubber Company, Goulds Pumps, Inc., Grinnell, LLC
f/k/a Grinnell Corp., f/k/a ITT Grinnell Corp.,
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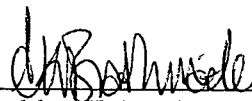
I, Ashley K. Brathwaite, of Ellis & Winters LLP, do hereby certify that I have served the Notice of Appeal on counsel, via electronic mail and by depositing the same in the United States Mail, properly posted on the 23rd day of December 2019, addressed as follows to counsel of record:

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

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ELLIS & WINTERS

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SC Court of Appeals

Direct Dial Number:
(919) 573-1297

Writer's E-Mail Address:
ashley.brathwaite@elliswinters.com

December 30, 2019

VIA FEDERAL EXPRESS

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

RE: Jerry Howard Crawford, Individually, and as Personal Representative of the
Estate of Evelyn Kay Crawford, Respondent v. Covil Corporation, Appellant,
Case No. 2017-CP-42-04429

Dear Ms. Kitchings:

Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the respondent[s].
- (2) A copy of the order which is to be challenged on appeal.
- (3) A filing fee of \$250.00

If everything meets with your approval, please return a file-stamped copy of the notice in the enclosed self-addressed, stamped envelope.

Very truly yours,

Ashley K. Brathwaite

Enclosures

cc: all counsel of record

ORIGIN ID:RZZA (919) 865-7044
SARAH KAUFMAN
ELLIS & WINTERS LLP
4131 PARKLAKE AVENUE
SUITE 400
RALEIGH, NC 27612
UNITED STATES US

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CAD: 3204371/NET4160

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TO JENNY ABBOTT KITCHINGS
CLERK, SC COURT OF APPEALS
1220 SENATE STREET

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COLUMBIA SC 29201

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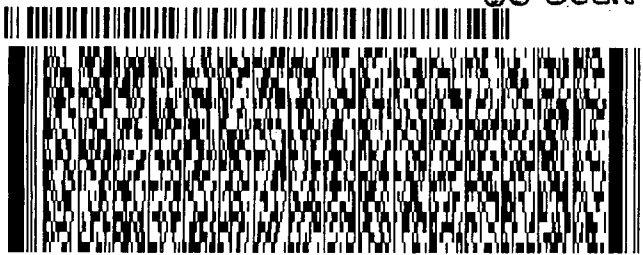
(803) 734-1890

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SC Court of Appeals

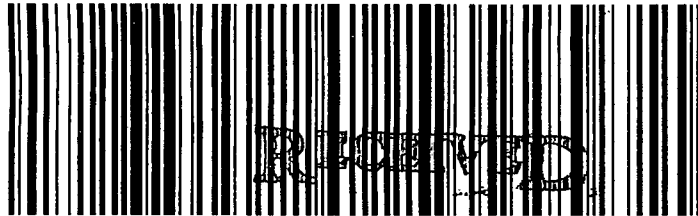


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