

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

**RECEIVED**  
**Jul 23 2021**  
SC Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas  
Jean Hofer Toal, Chief Justice (Ret.), Acting Circuit Court Judge

Case No. 2019-CP-40-02285

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Appellate Case No. 2020-001437

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Peter D. Protopapas, as Receiver for Covil Corporation, Plaintiff/Respondent,

v.

Wall, Templeton & Haldrup, P.A.; Sentry Casualty Company; United States Fidelity  
and Guarantee Company; Zurich American Insurance Company, Defendants,

*of which*

United States Fidelity and Guaranty Company is the Appellant

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**DESIGNATION OF MATTER OF RESPONDENT**

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Pursuant to Rule 209, SCACR, Respondent designates the following material for inclusion in the record on appeal. Undersigned counsel certifies, pursuant to Rule 209(c), SCACR, that the designation contains no matter which is irrelevant to this appeal.

**Orders**

1. Order Granting Motion to Clarify Status of Receivership, *Protopapas v. Wall, Templeton & Haldrup PA, et al.* (C/A No. 2019-CA-40-02285, Sept. 25, 2020)
2. Order Appointing Receiver for Covil Corporation, *Taylor v. Air & Liquid Systems Corporation, et al.* (C/A No. 2018-CP-40-04940, Nov. 2, 2018)
3. Order Granting Motion to Clarify Status of Receivership, *Taylor v. Air & Liquid Systems Corporation, et al.* (C/A No. 2018-CP-40-04940, Mar. 4, 2019)
4. Order for Rule to Show Cause, *Falls v. CBS Corp.*, C/A No. 2015-CP-2155 (Ct. Com. Pl. Jan. 1, 2020)

## **Pleadings**

5. Summons and Complaint
6. Amended Complaint
  - a. Exhibit 1 – Order Appointing Receiver
  - b. Exhibit 2 – Affidavit of Mark Wall, March 28, 2019
  - c. Exhibit 3 – Order Denying Covil’s Motion to Lift Entry of Default
  - d. Exhibit 4 – Affidavit of Michael J. Virzi
  - e. Exhibit 5 – Affidavit of Mark Wall, November 2, 2018
  - f. Exhibit 7 – Policy Materials related to USF&G
7. USF&G’s Answer to the Amended Complaint

## **Motions, Supporting Memoranda, & Other Filings**

8. The Receiver’s Motion to Clarify Status of Receivership
  - a. Exhibit A – Answer of Zurich American Insurance Company
  - b. Exhibit B – Answer of USF&G
  - c. Exhibit C – Non-Party USF&G’s Motion to Reconsider, Alter or Amend Approval
  - d. Exhibit D – Non-Party USF&G’s Motion to Stay
  - e. Exhibit E – Non-Party USF&G’s Memorandum in Further Support of its Motions to (I) Stay and (II) To Reconsider, Alter or Amend Approval Order of April 10, 2020
  - f. Exhibit F – Intervenor Zurich American Insurance Company’s Motion for Relief from Judgment Under Rule 60(b)(2) and 60(b)(4)
  - g. Exhibit G – Zurich American Insurance Company’s Memorandum of Law in Support of its Motion for Leave to Amend and Supplement Pleadings
  - h. Exhibit H – Memorandum of Law of USF&G in Support of its Motion for Leave to Amend and Supplement Pleadings
  - i. Exhibit I – Order Denying Motions to Reconsider and Motion to Stay
  - j. Exhibit J – Consent Order for Appointment of Receiver
  - k. Exhibit K – Final Order
  - l. Exhibit L – Petition of Receiver
  - m. Exhibit M – Certificate of Revocation of Authority
  - n. Exhibit N – Letter from Danny White
  - o. Exhibit O – April 15, 1992 Letter to David Kappus, et al.
  - p. Exhibit P – Billing Records
  - q. Exhibit Q – Deposition of Daniel B. White
  - r. Exhibit R – Zurich Claim File Activity Memorandum
  - s. Exhibit S – March 19, 2001 Claim File Activity Memorandum
  - t. Exhibit T – Form 4 Order transferring case
  - u. Exhibit U – June 9, 2020 Order
  - v. Exhibit V – May 11, 1992 Order
  - w. Exhibit W – November 11, 1992 Order
9. USF&G’s Opposition to Motion to Clarify Status of Receivership
10. Zurich’s Response to Motion to Clarify Status of Receivership
11. The Receiver’s Reply in Support of Motion to Clarify Status of Receivership

12. Consent Order of Dismissal as to Wall Templeton & Haldrup, P.A.
13. Notice of Dismissal of Zurich American Insurance Company and Enstar

**Other**

14. Notice of Appeal

*s/ Shanon N. Peake*

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