

**RECEIVED**

**Oct 18 2021**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas  
Jean Hoefler Toal, Chief Justice (Ret.)

Case No. 2019-CP-40-06243

---

Appellate Case No. 2021-000648

---

Peter D. Protopapas, as Receiver for Starr Davis Company, Inc. and Starr Davis Company of South Carolina, Inc., Respondents,

v.

Travelers Casualty and Surety Company f/k/a The Aetna Casualty and Surety Company; The Standard Fire Insurance Company; St. Paul Fire and Marine Insurance Company; The Employers' Fire Insurance Company; Southeastern Agency Group and M.I.A. Company, Inc. individually and as successors to or f/k/a Merrimon Insurance Agency, Inc.; Robert E. Aspray; Nell Ashworth, individually and as personal representative of the Estate of Robert J. Ashworth; Betty C. D'Amico, individually and as Executor of the Estate of Julian D'Amico, Jr.; Kayla Keith, individually and as the personal representative of the Estate of Jerry W. Archer, Sr.; Richard L. Knight II, as personal representative of the Estate of Teddy L. Knight, Sr., and Linda Knight, individually; David D. Rollins; James W. Smith and Frances R. Smith; and Linda J. White, individually and as personal representative of the Estate of Lubert R. White, Jr.,  
Defendants,

of which

Travelers Casualty and Surety Company f/k/a The Aetna Casualty and Surety Company and The Standard Fire Insurance Company are the Appellants.

---

**PROOF OF SERVICE**

---

I certify that a true copy of the Initial Brief of Respondents and Designation of Matter in this case has been served on the following, this 18th day of October, 2021, by emailing a copy to each attorney listed below using their primary email address listed in the Attorney Information System pursuant to Rule 262 of the South Carolina Appellate Court Rules and the August 21, 2021 Order of the South Carolina Supreme Court (Appellate Case No. 2020-000447).

Counsel Served:     **E-Mail**

Matthew Todd Carroll – todd.carroll@wbd-us.com  
M. Elizabeth O’Neill – elizabeth.oneill@wbd-us.com  
Womble Bond Dickinson (US) LLP  
1221 Main Street, Suite 1600  
Columbia, SC 29201  
(803) 454-6504

Harry Lee (*admitted pro hac vice*) – hlee@steptoe.com  
Steptoe & Johnson LLP  
1330 Connecticut Avenue, NW  
Washington, DC 20036  
(202) 429-3000

*Attorneys for Appellants*

Travelers Casualty and Surety Company f/k/a The Aetna Casualty and  
Surety Company and The Standard Fire Insurance Company

*(Signature page follows)*

Respectfully submitted,

s/ Shanon N. Peake

G. Murrell Smith, Jr. (S.C. Bar # 66263)

Jonathan M. Robinson (S.C. Bar # 68285)

**Shanon N. Peake (S.C. Bar #102723)**

Smith Robinson Holler DuBose and Morgan, LLC

2530 Devine Street, Third Floor

Columbia, South Carolina 29205

(803) 254-5445

Brian M. Barnwell (S.C. Bar # 78249)

Jescelyn T. Spitz (S.C. Bar # 101880)

Rikard & Protopapas, LLC

1329 Blanding Street

Columbia, South Carolina 29201

(803) 978-6111

ATTORNEYS FOR RESPONDENTS

October 18, 2021

**From:** [Shanon Peake](#)  
**To:** [Carroll, Todd](#); [O'Neill, Elizabeth](#); [hlee@step toe.com](mailto:hlee@step toe.com)  
**Cc:** [Jon Robinson](#); [Brian Barnwell](#); [Jescelyn Spitz](#); [Lindsay Valek](#); [Dot Faulkenberry](#)  
**Subject:** Appellate Case No. 2021-000648  
**Date:** Monday, October 18, 2021 5:31:00 PM  
**Attachments:** [Resp DOM, 2.pdf](#)  
[POS - Resp Initial Br, 4.pdf](#)  
[Starr Davis - Initial Brief of Respondents \(Redacted\).pdf](#)  
[Starr Davis - Initial Brief of Respondents \(Unredacted\).pdf](#)

---

Good Afternoon,

Please find attached Respondents' Initial Brief (redacted and unredacted), Respondents' Designation of Matter, and Proof of Service that we are filing with the Court of Appeals this afternoon.

Thank you,  
Shanon



**Shanon Peake**  
*Attorney at Law*

E: [shanonp@smithrobinsonlaw.com](mailto:shanonp@smithrobinsonlaw.com) **Columbia Office**  
P: 803.254.5445 2530 Devine Street  
D: 803.704.1102 Columbia, SC 29205  
F: 803.254.5007

*CONFIDENTIALITY NOTICE: The information transmitted, including any attachments, is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of, or taking of any action in reliance upon, this information by persons or entities other than the intended recipient is prohibited. If you received this in error, please contact the sender and delete the material from any computer. Intentional interception or dissemination of electronic mail not belonging to you may violate federal or state law.*