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**Jan 20 2022**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

The Honorable Jean H. Toal  
Acting Circuit Court Judge

C.A. 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 S.C., 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.

CONSENT MOTION TO REDACT PORTIONS OF REPLY BRIEF

In its reply brief, the Appellants cited materials from the record that were filed at the circuit  
court subject to consent motions to seal. The Appellants electronically filed with this Court two

versions of the reply: one had the citations to those materials redacted, and the other had those same citations highlighted in yellow so that the Court and Respondents' counsel could see what had been redacted from the reply brief.

With the Respondents' consent, the Appellants respectfully move the Court to include only the redacted version of the reply brief on C-Track. The handful of redacted citations include language quoted directly from the parties' insurance policies, as well as arguments paraphrasing passages from the policies and historic claim file documents, which the parties agree should be held confidential from public view. In particular, disclosure of this information would have a deleterious effect on the parties' ability to defend against future asbestos claims, and the parties do not intend to waive the common-interest privilege shared between the Appellants and the Respondents by publishing for the public's view information regarding historic treatment of claims.

The grounds for sealing the information in these policies and claims files were explained in the parties' Joint Motion to Seal, filed with this Court on August 18, 2021. Though the Court denied the motion, it held that sealing was unnecessary because "redacting the record affords adequate protection to the parties in this appeal." (Order at 3 (Sept. 23, 2021).) Accordingly, the Appellants, with Respondents' consent, move for leave to file only the redacted version of their reply brief on C-Track, which is consistent with the Court's prior instructions on this issue when dealing with the same confidential, sensitive information.

*Signature Page Attached*

Respectfully submitted,

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**PROOF OF SERVICE**

I, the undersigned of the law offices of Womble Bond Dickinson (US) LLP, attorneys for Appellants, do hereby certify that I have served all parties to this appeal with a copy of the pleading(s) specified below by emailing them at the addresses below:

Pleading(s):                    Consent Motion to Redact Portions of Reply Brief

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January 20, 2022