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Nov 15 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM RICHLAND COUNTY

Court of Common Pleas
The Honorable Martha M. Rivers

Case No. 2024-CP-40-03510

Sherman and Claudia Howell,

Respondents,

v.

D.R. Horton, Inc.,

Appellant.

D.R. Horton, Inc.,

Third-Party Plaintiff,

v.

Jenkins Plumbing Company, LLC, Caryl
Mechanicals II, Inc., L&M Electric, Inc.,
Unique Stone Creations, M&L General
Construction, Inc., Alpha Omega Construction
Group, Inc., and ASC Services and Supply, Inc.,

Third-Party Defendants.

NOTICE OF APPEAL

D.R. Horton, Inc. (“Appellant”) appeals the Honorable Martha M. Rivers’ Order denying D.R. Horton’s Motion to Stay and Compel Arbitration, attached as **Exhibit 1**. Counsel for the Appellant received notice of entry of the Order on October 22, 2024.

[SIGNATURE ON FOLLOWING PAGE]

s/ David L. Paavola
John T. Crawford Jr., SC Bar No.: 69682
Kimila L. Wooten, SC Bar No.: 64516
David L. Paavola, SC Bar No.: 100714
W. Jacob Henerey, SC Bar No.: 102268
Amelia Farmer, SC Bar No.: 105750
KENISON, DUDLEY & CRAWFORD, LLC
325 McBee Ave., Suite 301
Greenville, SC 29601
(864) 242-4899
(864) 242-4844
crawford@conlaw.com
wooten@conlaw.com
paavola@conlaw.com
henerey@conlaw.com
farmer@conlaw.com
Attorneys for Appellant

November 15, 2024

Other counsel of record:

CALLISON TIGHE & ROBINSON, LLC
Ian T. Duggan
Harry A. Dixon
1812 Lincoln Street, Suite 200
Columbia, SC 29201
T 803-404-6900
F 803-404-6902
Email: ianduggan@callisontighe.com
harrydixon@callisontighe.com

RICHARDSON THOMAS, LLC
William C. Lewis
Terry E. Richardson, Jr.
Grace M. Babcock
1513 Hampton Street, 1st Floor
Columbia, SC 29201
T 803-281-8145
F 803-632-8263
Email: will@richardsonthomas.com
terry@richardsonthomas.com
grace@richardsonthomas.com

MULLEN WYLIE SC, LLC
Robert L. Wylie, IV
James L. Hills, Jr.
Alicia E. Thompson
PO Box 1980
Myrtle Beach, SC 29578
T 843-449-4800
F 843-497-0449
Email: rwylie@mullenwylie.com
jhills@mullenwylie.com
aethompson@mullenwylie.com

*Attorneys for Respondents Sherman and
Claudia Howell*

MCANGUS GOUDELOCK & COURIE, L.L.C.
R. Trippett Boineau III
Matthew B. Laney
1320 Main Street, 10th Floor
Columbia, SC 29201
T 803-779-2300
F 803-748-0526
Email: trippett.boineau@mgclaw.com
matthew.laney@mgclaw.com

Attorneys for ASC Services and Supply, Inc.

BEST LAW, P.A.
L. Dean Best
Jenkins H. Wilson
999 Lake Hunter Circle, Suite D
Mt. Pleasant, SC 29464
T 843-793-4744
Email: dean@bestlawsc.com
jenkins@bestlawsc.com

Attorneys for Alpha Omega Construction Group, Inc.

ROSS & CRISTALDI, LLC
Philip Paul Cristaldi, III
765 Long Point Rd., Suite 101
Mt. Pleasant, SC 29464
T 843-329-4040
Email: pcristaldi@rclawsc.com

Attorney for Caryl Mechanicals II, Inc.

THE WARD LAW FIRM, P.A.
John E. Rogers, II
T. Jonathan Clark
223 S. Pine Street
Spartanburg, SC 29302
T 864-573-8500
Email: jrogers@wardfirm.com
jclark@wardfirm.com

Attorney for M&L General Construction, Inc.

RICHARDSON, PLOWDEN & ROBINSON, PA
F. Heyward Grimball
235 McGrath Darby Blvd., Suite 100
Mt. Pleasant, SC 29464
T 843-805-6550
Email: fhgrimball@richardsonplowden.com

Attorney for Jenkins Plumbing Company, LLC

L&M Electric, Inc.
Roger J. Lee, RA
7356 Williams Rd.
Flowery Branch, GA 30542

Unique Stone Creations
Cristobal Cortes, RA
319 East Houston Street
Monroe, NC 28112

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Construction, Inc., Alpha Omega Construction
Group, Inc., and ASC Services and Supply, Inc.,

Third-Party Defendants.

PROOF OF SERVICE

The undersigned does hereby certify that on November 15, 2024, a copy of the Notice of Appeal was served by email on all counsel of record as follows and filed with the Clerk of Court for Richland County Court of Common Pleas via electronic filing. A copy of the sent email is enclosed as **Exhibit 1** with this Proof of Service.

I certify that I have caused the service of the Notice of Appeal on the Third-Party Defendants L&M Electric, Inc. and Unique Stone Creations by depositing a copy in the U.S. Mail, postage pre-paid, addressed as follows:

L&M Electric, Inc.
Roger J. Lee, RA
7356 Williams Rd.
Flowery Branch, GA 30542

Unique Stone Creations
Cristobal Cortes, RA
319 East Houston Street
Monroe, NC 28112

s/ David L. Paavola
John T. Crawford Jr., SC Bar No.: 69682
Kimila L. Wooten, SC Bar No.: 64516
David L. Paavola, SC Bar No.: 100714
W. Jacob Henerey, SC Bar No.: 102268
Amelia Farmer, SC Bar No.: 105750
KENISON, DUDLEY & CRAWFORD, LLC
325 McBee Ave., Suite 301
Greenville, SC 29601
(864) 242-4899
(864) 242-4844
crawford@conlaw.com
wooten@conlaw.com
paavola@conlaw.com
henerey@conlaw.com
farmer@conlaw.com

Attorneys for Appellant

November 15, 2024

Other counsel of record:

CALLISON TIGHE & ROBINSON, LLC
Ian T. Duggan
Harry A. Dixon
1812 Lincoln Street, Suite 200
Columbia, SC 29201
T 803-404-6900
F 803-404-6902
Email: ianduggan@callisontighe.com
harrydixon@callisontighe.com

RICHARDSON THOMAS, LLC
William C. Lewis
Terry E. Richardson, Jr.
Grace M. Babcock
1513 Hampton Street, 1st Floor
Columbia, SC 29201
T 803-281-8145
F 803-632-8263
Email: will@richardsonthomas.com
terry@richardsonthomas.com
grace@richardsonthomas.com

MULLEN WYLIE SC, LLC
Robert L. Wylie, IV
James L. Hills, Jr.
Alicia E. Thompson
PO Box 1980
Myrtle Beach, SC 29578
T 843-449-4800
F 843-497-0449
Email: rwylie@mullenwylie.com
jhills@mullenwylie.com
aethompson@mullenwylie.com

*Attorneys for Respondents Sherman and
Claudia Howell*

MCANGUS GOUDELOCK & COURIE, L.L.C.
R. Trippett Boineau III
Matthew B. Laney
1320 Main Street, 10th Floor
Columbia, SC 29201
T 803-779-2300
F 803-748-0526
Email: trippett.boineau@mgclaw.com
matthew.laney@mgclaw.com

Attorneys for ASC Services and Supply, Inc.

BEST LAW, P.A.
L. Dean Best
Jenkins H. Wilson
999 Lake Hunter Circle, Suite D
Mt. Pleasant, SC 29464
T 843-793-4744
Email: dean@bestlawsc.com
jenkins@bestlawsc.com

Attorneys for Alpha Omega Construction Group, Inc.

ROSS & CRISTALDI, LLC
Philip Paul Cristaldi, III
765 Long Point Rd., Suite 101
Mt. Pleasant, SC 29464
T 843-329-4040
Email: pcristaldi@rclawsc.com

Attorney for Caryl Mechanicals II, Inc.

THE WARD LAW FIRM, P.A.
John E. Rogers, II
T. Jonathan Clark
223 S. Pine Street
Spartanburg, SC 29302
T 864-573-8500
Email: jrogers@wardfirm.com
jclark@wardfirm.com

Attorneys for M&L General Construction, Inc.

RICHARDSON, PLOWDEN & ROBINSON, PA
F. Heyward Grimball
235 McGrath Darby Blvd., Suite 100
Mt. Pleasant, SC 29464
T 843-805-6550
Email: fhgrimball@richardsonplowden.com

Attorney for Jenkins Plumbing Company, LLC

L&M Electric, Inc.
Roger J. Lee, RA
7356 Williams Rd.
Flowery Branch, GA 30542

Unique Stone Creations
Cristobal Cortes, RA
319 East Houston Street
Monroe, NC 28112

EXHIBIT 1

From: [Natascha Genc](mailto:Natascha.Genc)
To: ianduggan@callisontighe.com; harrydixon@callisontighe.com; will@richardsonthomas.com; terry@richardsonthomas.com; grace@richardsonthomas.com; rwyllie@mullenwylie.com; jhills@mullenwylie.com; [Alicia Thompson](mailto:Alicia.Thompson); trippett.boineau@mgclaw.com; matthew.laney@mgclaw.com; dean@bestlawsc.com; jenkins@bestlawsc.com; pcristaldi@rclawsc.com; jrogers@wardfirm.com; jclark@wardfirm.com; fhgrimball@richardsonplowden.com
Cc: [John Crawford](mailto:John.Crawford); [Kim Wooten](mailto:Kim.Wooten); [David Paavola](mailto:David.Paavola); [Jacob Henerey](mailto:Jacob.Henerey); [Amelia Farmer](mailto:Amelia.Farmer); [Angelia Shaw](mailto:Angelia.Shaw); [Cara Smith](mailto:Cara.Smith)
Subject: Sherman and Claudia Howell v D.R. Horton, Inc. (Case No. 2024-CP-40-03510)
Date: Friday, November 15, 2024 12:46:00 PM
Attachments: [24.11.15_Howell Notice of Appeal.pdf](#)
[image001.png](#)
[Ex 1_24.10.22 Order Denying DRH Mtn to Stay and Compel Arbitration.pdf](#)

Dear Counsel:

Attached please find a Notice of Appeal and Exhibit regarding Sherman and Claudia Howell v D.R. Horton, Inc. (Case No. 2024-CP-40-03510). We plan on filing this in Circuit Court and in the Court of Appeals shortly.

With kindest regards,

****PLEASE NOTE THAT OUR GREENVILLE OFFICE IS NOW LOCATED AT 325 W. MCBEE AVENUE, SUITE 301, GREENVILLE, SC 29601. ****



Natascha Genc
Paralegal
KENISON, DUDLEY & CRAWFORD, LLC
325 W. McBee Avenue, Suite 301
Greenville, SC 29601
Email: genc@conlaw.com
Main: (864) 242-4899
Website: www.conlaw.com

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