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Jun 05 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM JASPER COUNTY

Court of Common Pleas

The Honorable Maite Murphy

Case No. 2021-CP-27-00069

Mark W. McGilton,

Respondent,

v.

1223 May River Road, LLC,
D.R. Horton, Inc., and Lotty
Trucking, LLC f/k/a Ramos
Trucking, LLC,

Defendants,

of Which D.R. Horton, Inc. is the

Appellant.

1223 May River Road, LLC,

Third-Party Plaintiff,

v.

Kenneth Scott Builders, Inc.

Third-Party Defendant.

NOTICE OF APPEAL

D.R. Horton, Inc. (“Appellant”) appeals the Honorable Maite Murphy’s Orders granting Plaintiff’s Motion for Rule to Show Cause, filed January 15, 2025, attached as **Exhibit 1**, and denying in relevant part D.R. Horton’s Motion to Reconsider, Alter, or Amend the Order, attached as **Exhibit 2**. Appellant received notice of the denial of its motion to reconsider on June 3, 2025.

s/ John T. Crawford, Jr.

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

Attorneys for Appellant

June 5, 2025

Other counsel of record:

Shelton Law Firm, LLC
Benjamin T. Shelton
P.O. Box 21069
Hilton Head Island, SC 29925
T 843-802-0087
Email: ben@sheltonlawsc.com

Bluestein Thompson Sullivan, LLC
John S. Nichols
1614 Taylor Street
Columbia, SC 29201
T 803-779-7599
Email: john@bluesteinattorneys.com

Attorneys for Respondent Mark W. McGilton

Haynsworth Sinkler Boyd, P.A.
Roopal S. Ruparelia
1201 Main Street, 22nd Floor
Columbia, SC 29201
T 803-779-3080
Email: rruparelia@hsblawfirm.com

Attorneys for 1223 May River Road, LLC

Law Office of Darrell Thomas Johnson, Jr., LLC
Warren P. Johnson
Darrell T. Johnson, Jr.
Joshua R. Fester
300 Main Street
Hardeeville, SC 29927
T 843-784-2142
Email: tdjohnson1@johnsonslawoffice.com

*Attorneys for Lotty Trucking, LLC
f/k/a Ramos Trucking, LLC*

Luzuriaga Mims, LLP
Ryan W. Conner
Kevin W. Mims
W. Chase McNair
J. Hayden Grooms
1156 King Street
Charleston, SC 29403
T 843-410-4713
Email: rconner@lmlawllp.com
kmims@lmlawllp.com
cmcnair@lmlawllp.com
hgrooms@lmlawllp.com

Attorneys for Kenneth Scott Builders, LLC

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PROOF OF SERVICE

The undersigned does hereby certify that on June 5, 2025, 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 Jasper County Court of Common Pleas via electronic filing. A copy of the sent email is enclosed as **Exhibit 1** with this Proof of Service.

s/ John T. Crawford, Jr.

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

Attorneys for Appellant

June 5, 2025

Shelton Law Firm, LLC
Benjamin T. Shelton
P.O. Box 21069
Hilton Head Island, SC 29925
T 843-802-0087
Email: ben@sheltonlawsc.com

Bluestein Thompson Sullivan, LLC
John S. Nichols
1614 Taylor Street
Columbia, SC 29201
T 803-779-7599
Email: john@bluesteinattorneys.com

Attorneys for Respondent Mark W. McGilton

Haynsworth Sinkler Boyd, P.A.
Roopal S. Ruparelia
1201 Main Street, 22nd Floor
Columbia, SC 29201
T 803-779-3080
Email: rruparelia@hsblawfirm.com

Attorneys for 1223 May River Road, LLC

Law Office of Darrell Thomas Johnson, Jr., LLC
Warren P. Johnson
Darrell T. Johnson, Jr.
Joshua R. Fester
300 Main Street
Hardeeville, SC 29927
T 843-784-2142
Email: tdjohnson1@johnsonslawoffice.com

*Attorneys for Lotty Trucking, LLC
f/k/a Ramos Trucking, LLC*

Luzuriaga Mims, LLP
Ryan W. Conner
Kevin W. Mims
W. Chase McNair
J. Hayden Grooms
1156 King Street
Charleston, SC 29403
T 843-410-4713
Email: rconner@lmlawllp.com
kmims@lmlawllp.com
cmcnair@lmlawllp.com
hgrooms@lmlawllp.com

Attorneys for Kenneth Scott Builders, LLC

EXHIBIT 1

From: [Natascha Genc](#)
To: [Benjamin Shelton](#); [John Nichols](#); "[rruparelia@hsblawfirm.com](#)"; [Tdjohanson1@johnsonslawoffice.com](#); [Ryan Conner](#); [kmims@lmlawllp.com](#); [William C. McNair](#); "[hgrooms@lmlawllp.com](#)"
Cc: [John Crawford](#); [Kim Wooten](#); [David Paavola](#); [Amelia Farmer](#); [Jacob Henerey](#); [Cara Smith](#); [Jessica Barrette](#); [Tammie Aycock](#); [Kelly Nix](#)
Subject: Notice of Appeal - Mark W. McGilton v. D.R. Horton et al (Case No. 2021-CP-27-00069)
Date: Thursday, June 5, 2025 3:16:00 PM
Attachments: [25.06.05 Notice of Appeal - McGilton.pdf](#)
[image001.png](#)
[Exhibit 1 \(Order Sanctions and RTSC 01-15-25\).pdf](#)
[Exhibit 2 \(Order Granting in Part and Denying in Part Defendant's Motion to Reconsider 6-3-25\).pdf](#)

Dear Counsel:

Attached please find a Notice of Appeal and Exhibits regarding Mark W. McGilton v. D.R. Horton, Inc. et al (Case No. 2021-CP-27-00069). We plan on filing this in Circuit Court and in the Court of Appeals shortly.

With kindest regards,



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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