



**KENISON, DUDLEY
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June 12, 2025

South Carolina Court of Appeals
Attn.: Catherine S. Harrison, Chief Deputy Clerk
1220 Senate Street
Columbia, South Carolina 20201

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Jun 12 2025

SC Court of Appeals

RE: Mark W. McGilton v. 1223 May River Road, LLC et al.
Appellate Case No.: 2025-001116

Dear Ms. Harrison:

Please be advised that Appellant D.R. Horton, Inc. previously requested and received the transcript of the October 17, 2024 hearing on Respondent's Motion for Rule to Show Cause held before Judge Murphy, from whose Orders this appeal stems. Simultaneously with this letter, Appellant is submitting a request for the transcript of the December 7, 2023 hearing on Respondent's Motion to Compel, held before Judge Goodstein. As a result, Appellant's Initial Brief and Designation of Matter will be due thirty (30) days after the receipt of said transcript, per Rule 208(a)(1), SCACR. Please let me know if you need any additional information.

With kind regards,

David L. Paavola

DLP/

cc: All counsel of record (via email only)



South Carolina Judicial Branch

TRANSCRIPT REQUEST FORM

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Jun 12 2025

SC Court of Appeals

Pursuant to Rule 207 and 607 of the South Carolina Appellate Court Rules, the transcribed paper copy is the official record of court proceedings. You may request a transcript by completing this form and emailing it to the Court Reporter/Transcriptionist and to South Carolina Court Administration at transcripts@sccourts.org. If WebEx or DCRP were used to capture the record, please indicate below and send the form to transcripts@sccourts.org.

Requestor's Information			
Full Name David L. Paavola		Law Firm/Agency Kenison, Dudley & Crawford, LLC	
Phone Number 864-242-4899		Email Address paavola@conlaw.com and genc@conlaw.com	
Mailing Address 325 West McBee Ave., Suite 301, Greenville, SC 29601		Is the requestor a party in the case? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If no, does the requestor represent a party? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, name of party D.R. Horton, Inc.			
Transcript Information			
Docket Number 2021-CP-27-00069	Full Case Caption (i.e. State v. John Doe or John Smith v. Jane Smith) Mark W. McGilton v. 1223 May River Road, LLC, D.R. Horton, Inc., and Lotty Trucking, LLC f/k/a Ramos Trucking, LLC / 1223 May River Road, LLC v Kenneth Scott Builders, LLC		Circuit <input checked="" type="checkbox"/> Family <input type="checkbox"/>
Date(s) of Proceeding 12/7/2023		County Jasper	Appeal pending <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Death Penalty <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Presiding Judge Judge Diane S. Goodstein	
Opposing Counsel(s) (name and email address) Benjamin T. Shelton, ben@sheltonlawsc.com John S. Nichols, john@bluesteinattorneys.com Roopal S. Rupareilia, rruparelia@hsblawfirm.com Darrell T. Johnson, Jr., tdjohnson1@johnsonslawoffice.com Ryan W. Conner, rconner@lmlawllp.com Kevin W. Mims, kmims@lmlawllp.com W. Chase McNair, cmcnair@lmlawllp.com J. Hayden Grooms, hgrooms@lmlawllp.com		Special Circumstances Is the hearing to be transcribed one of the following: <input type="checkbox"/> Termination of parental rights <input type="checkbox"/> Adoption <input type="checkbox"/> Any actions involving child custody/visitation.	
Court Reporter(s)		<input checked="" type="checkbox"/> WebEx <input type="checkbox"/> DCRP	Delivery Timeframe (check Rule 607 for current page rates) <input type="checkbox"/> Quote <input type="checkbox"/> Rough Draft <input type="checkbox"/> Overnight delivery <input type="checkbox"/> Daily delivery <input type="checkbox"/> Expedited delivery (7 days) Due on/before: _____ <input checked="" type="checkbox"/> Regular delivery (60 days)
Portion of proceeding to be transcribed <input checked="" type="checkbox"/> Entire hearing <input type="checkbox"/> Voir dire by juror <input type="checkbox"/> Jury selection <input type="checkbox"/> Plaintiff's opening statement <input type="checkbox"/> Defendant's opening statement <input type="checkbox"/> Plaintiff's closing arguments <input type="checkbox"/> Defendant's closing arguments <input type="checkbox"/> Entire direct examination <input type="checkbox"/> Entire cross examination <input type="checkbox"/> Entire redirect <input type="checkbox"/> Examination of witness (W) by attorney (A) W: _____ A: _____ <input type="checkbox"/> Ruling of the court		Delivery Method (additional fees may apply) <input checked="" type="checkbox"/> PDF / Email <input type="checkbox"/> Hard Copy/Priority Mail (\$50 + shipping) <input type="checkbox"/> PDF & Hard Copy/Priority Mail (\$50 + shipping)	
Next Hearing Date _____		Responsible Payor <input type="checkbox"/> Private / Self <input type="checkbox"/> Court Appointed Counsel Appeals Attorney _____ Email _____ <input checked="" type="checkbox"/> Other D.R. Horton, Inc.	

Requestor's Signature: s/ David L. Paavola
(Typed name will serve as signature)

Date: 06/12/2025



South Carolina Judicial Branch

TRANSCRIPT REQUEST FORM

NOTE: Requests will be processed pursuant to Rule 207 and 607 of the SCACR. Rule 607(h) governs the fees for transcripts, which are not provided for free or at reduced rates to **any** party, regardless of indigent status. Please promptly submit your payment in the method of payment requested, in order for the transcript to be produced. In some cases, a deposit may be required before the transcript can be placed in the production queue. You may also request a quote before deciding to order. ***If you need to cancel the transcript request for any reason, you are responsible for paying for the pages of the transcript that have already been completed at the time of the cancellation.***

If you are ordering a transcript pursuant to Rule 207(a)(1), SCACR, you must contemporaneously furnish all parties, the Office of Court Administration, and the clerk of the appellate court with copies of all correspondence with the court reporter or transcriptionist.

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 Aycok"](#); [Kelly Nix](#)
Subject: RE: Transcript Request - Mark W. McGilton v. D.R. Horton et al (Appellate Case No. 2025-001116)
Date: Thursday, June 12, 2025 4:26:00 PM
Attachments: [25.06.12 Letter to COA - McGilton.pdf](#)
[image001.png](#)
[25.06.12 Transcript Request Form - McGilton.pdf](#)

Dear Counsel:

Attached please find correspondence to the Court of Appeals as well as a Transcript Request Form regarding Mark W. McGilton v. D.R. Horton, Inc. et al. We plan on filing this in the Court of Appeals shortly.

With kindest regards,



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This email contains information that may be confidential and/or privileged. If you are not the intended recipient, or the employee or agent authorized to receive for the intended recipient, you may not copy, disclose or use any contents in this email. If you have received this email in error, please immediately notify the sender at Kenison, Dudley & Crawford, LLC by replying to this email and delete the original and reply emails. Thank you.

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM JASPER COUNTY

Court of Common Pleas

The Honorable Maite Murphy

Appellate Case No. 2025-001118
Circuit Court Case No. 2021-CP-27-00069

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Jun 12 2025

SC Court of Appeals

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 Plaintiffs,

v.

Kenneth Scott Builders, Inc.

Third-Party Defendants.

PROOF OF SERVICE

The undersigned does hereby certify that on June 12, 2025, a copy of the Transcript Request Form was served by email on all counsel of record as follows. A copy of the sent email is enclosed as **Exhibit 1** with this Proof of Service.

s/David L. Paavola

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