

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
Aug 12 2025
SC Court of Appeals

Attia Elbadawy,
Lynne Chatlos, Appellant,
v
D.R. Horton, Inc., Respondent.

Appeal from Dorchester County
Case No.: 2024-CP-18-01459
Appellate Case No.: 2025-0001299

MOTION TO STRIKE / NOTICE OF DEFECTIVE FILING

COMES NOW the Appellant, Attia Elbadawy, appearing pro se, and respectfully moves this Court to strike the Respondent's recent filing submitted by Attorney Carl F. Muller, Esq., Bar No. 4131, 607 Pellington Street, Suite 201, Greenville, South Carolina 29601, Telephone (646) 864-8904, on the following grounds:

1. No Notice of Appearance Filed - Attorney Muller has never filed a Notice of Appearance in this case as required by Rule 11(b), South Carolina Rules of Civil Procedure, nor has Respondent's counsel filed or served any substitution of counsel or association of counsel pursuant to the rules.
2. Unauthorized Participation - Without a proper Notice of Appearance or order permitting substitution/association, Attorney Muller's participation is procedurally improper and creates uncertainty as to proper representation for the Respondent.
3. Prejudice to Appellant - The lack of formal notice deprives Appellant of clear record information on who is authorized to act for Respondent and interferes with proper service and case management.

WHEREFORE, Appellant respectfully requests that this Court:

- a. Strike the filing(s) submitted by Attorney Muller on behalf of Respondent;
- b. Alternatively, enter a ruling designating the filing(s) as defective and require proper compliance with Rule 11(b) before any further participation; and
- c. Grant such other relief as the Court deems just and proper.

Respectfully submitted this August 12, 2025.

Attia Elbadawy and Lynne Chatlos Attia Elbadawy and Lynne Chatlos 08/12/2025
Appellant/Plaintiff
493 Wise Road
Summerville, SC 29483
ala_international@yahoo.com
843-641-8556

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CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing Motion to Strike / Notice of Defective Filing upon counsel for the Respondent by depositing a copy in the U.S. Mail, first-class postage prepaid, addressed as follows:

Mark Bible, Esq.

Kenison, Dudley & Crawford, LLC
325 McBee Avenue, Suite #301,
Greenville, SC 29601
Attorney for Respondent

Carl F. Muller, Esq.

607 Pellington Street, Suite 201
Greenville, SC 29601
Purported Attorney for Respondent

Dated this August 12, 2025.

ATTIA ELBADAWY *Attia Elbadawy* 08/12/2025

AND

LYNNE CHATLOS *Lynne Chatlos* 08/12/2025

APPELLANTS,

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