

October 9, 2025

VIA EMAIL & CERTIFIED MAIL

Mark Bible, Esq.
Kenison, Dudley & Crawford, LLC
325 W McBee Avenue, Suite #301
Greenville, SC 29483

Re: Elbadawy,
Plaintiff,
D R Horton, Inc
Defendants,
AND
Dorchester County
Defendants

Case No. 2025-CP-18-0527

Demand for Immediate Production of Withheld Proposed Order (Filed September 23, 2025)

Mr. Bible,

This correspondence serves as formal notice that your conduct surrounding the proposed order purportedly filed on or about September 23, 2025 violates both the **South Carolina Rules of Civil Procedure** and the **South Carolina Rules of Professional Conduct**.

The public docket reflects that a document was electronically filed and “served,” yet Plaintiff **Attia Elbadawy** was never served by mail, email, or any other lawful means. The document itself has been intentionally withheld from the docket under the pretext that it is “before the judge.” That concealment is an abuse of process and an ex parte submission prohibited by law.

1. Violation of Rule 5(b) and 5(d), SCRPC

Rule 5 requires that all filings after the complaint—including proposed orders—must be served upon each party and filed with the Clerk within five days. Your failure to properly serve this filing renders it procedurally void. See Rule 5, SCRPC; *Ex parte Pringle*, 347 S.C. 668 (2001) (orders entered without notice to adverse party are void).

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SC Court of Appeals

2. Violation of Rule 58, SCRPC and Due Process

Under Rule 58, no order is effective until it is signed and filed. Any draft submitted without service or notice constitutes an ex parte communication. See Rule 501, Canon 3(B)(7), SCACR (judges must not consider ex parte communications); *In re Cheatham*, 363 S.C. 419 (2005) (attorney disciplined for improper submission of ex parte orders).

3. Demand for Immediate Compliance

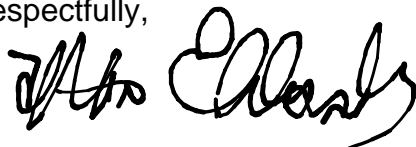
Accordingly, Plaintiffs demand that you:

- (1) Provide by return email and certified mail a complete copy of the proposed order you filed on September 23, 2025; and
- (2) File the same document with the Dorchester County Clerk of Court so that it appears on the public docket as required by Rule 5(d).

If the document is not produced and filed within **72 hours** of receipt of this letter, Plaintiffs will file a **Motion to Strike and for Sanctions**, together with a Motion for Record Clarification and Referral to the **South Carolina Office of Disciplinary Counsel** for investigation of professional misconduct.

I, will not permit this case to be handled behind closed doors or without notice. My rights to notice, service, and access to the court record are protected by law, and I intend to enforce them.

Respectfully,



Attia Elbadawy
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