

**RECEIVED**

**May 26 2026**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM JASPER COUNTY  
Court of Common Pleas

Maite Murphy, Circuit Court Judge

---

Case No.: 2021-CP-27-00069  
Appellate Case No. 2025-001116

---

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,

AND

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 April 2, 2026, a copy of the Final Brief and Final Reply Brief of Appellant was served by email on all counsel of record as follows and filed by electronic email with the Clerk of Court for the South Carolina Court of Appeals and one

bound copy of each brief has been mailed to the Clerk of Court for the South Carolina Court of Appeals.

May 26, 2026

s/Carl F. Muller, SC Bar #4131  
Carl F. Muller, Attorney-at-Law, P.A.  
PO Box 1717  
Greenville, SC 29602-1717  
864-991-8904 Phone  
864-751-2831 FAX  
[carl@carlmullerlaw.com](mailto:carl@carlmullerlaw.com)  
*Attorney for Appellant*  
*D. R. Horton, Inc.*

John T. Crawford, Jr., (S.C. Bar No, 69682)  
Kenison, Dudley & Crawford, LLC  
704 McBee Ave.  
Greenville, South Carolina 29601  
(864) 242-4899  
(864) 242-4844 (fax)  
[crawford@conlaw.com](mailto:crawford@conlaw.com)  
*Attorneys for Appellant*  
*D. R. Horton, Inc.*

Other Counsel of Record:

Benjamin T. Shelton  
Shelton Law Firm, LLC  
PO Box 21069  
Hilton Head Island, SC. 29925  
843-802-0087  
[ben@sheltonlawsc.com](mailto:ben@sheltonlawsc.com)

John S. Nichols  
Bluestein, Thompson, Sullivan, LLC  
1614 Taylor Street  
Columbia, SC. 29201  
803-779-7599  
[john@bluesteinattorneys.com](mailto:john@bluesteinattorneys.com)