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SC Court of Appeals

**STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Colonial Savings, F.A. (now Selene Finance, LP by substitution),
Plaintiff/Respondent,

v.

Elizabeth Marie Dimler,
Defendant/Appellant,

and

Oak Bluff Homeowners Association, Inc.,
Co-Defendant.

Appellate Case No.: 2026-001122

Lower Court Case No.: 2025-CP-10-03716

Court of Common Pleas, Charleston County, Ninth Judicial Circuit

**DEFENDANT/APPELLANT'S AMENDED NOTICE OF APPEAL
(SCACR Form 1, Appendix C, Part II)**

1. ORDER BEING APPEALED — NO. 1

The Order of the Honorable T.J. Rode, Court of Common Pleas, Charleston County, entered January 30, 2026, denying Defendant's motions and imposing filing restrictions. A true and correct copy is attached as **Exhibit A**.

Appellant received written notice of entry of this Order on **February 25, 2026**, via first-class mail from the Charleston County Clerk of Court pursuant to Rule 77(d), SCRCF.

2. ORDER BEING APPEALED — NO. 2

The Order of the Honorable Dale E. Van Slambrook, Court of Common Pleas, Charleston County, entered March 27, 2026, granting Plaintiff's Motion to Substitute Selene Finance, LP as party plaintiff. A true and correct copy is attached as **Exhibit B**.

Appellant received written notice of entry of this Order on or about **April 1, 2026**, via first-class mail from the Charleston County Clerk of Court pursuant to Rule 77(d), SCRCF.

3. ORDER BEING APPEALED — NO. 3

The Order of the Honorable T.J. Rode, Court of Common Pleas, Charleston County, entered May 6, 2026, directing the Clerk to file Appellant's Rule 59(e) Motion with a deemed effective date of April 11, 2026. A true and correct copy is attached as **Exhibit C**.

Appellant received written notice of entry of this Order on **May 7, 2026**, via the court's electronic filing notification system.

4. ISSUES ON APPEAL

Issue 1. Whether the trial court erred in ruling on motions not calendared on the hearing roster for January 7, 2026.

Issue 2. Whether the trial court erred in imposing a permanent filing restriction requiring a \$500 bond or attorney review as a condition precedent to filing.

Issue 3. Whether the trial court erred in imposing sanctions without adequate findings regarding Appellant's good faith.

Issue 4. Whether the filing restriction was unconstitutionally applied to bar Appellant's Rule 59(e) Motion directed to a subsequent order by a different judge on a different issue.

Issue 5. Whether Rule 11 sanctions were proper where the motions raised legitimate legal issues regarding standing, holder status, and assignment validity not yet resolved on the merits.

Issue 6. Whether the trial court erred in granting substitution without first ruling on whether the original plaintiff established standing at inception as of July 1, 2025.

Issue 7. Whether the trial court erred in granting substitution where the record did not establish that Colonial Savings, F.A. held a legally enforceable interest in the Note and Mortgage as of the filing date.

Issue 8. Whether the trial court erred in granting substitution based upon an assignment executed by an entity whose name does not match the named Plaintiff and does not appear in South Carolina Secretary of State records.

Issue 9. Whether the trial court erred in granting substitution where the assignment was dated after Colonial Savings, F.A.'s own records reflected the account as transferred or closed.

Issue 10. Whether the trial court erred in granting substitution without requiring compliance with South Carolina Rules of Evidence 901, 803(6), and 602 as to the documents relied upon.

Issue 11. Whether the trial court erred in granting substitution where pre-filing correspondence established that Colonial Savings held only servicing rights and Freddie Mac was the owner, precluding Colonial Savings from qualifying as Lender with foreclosure authority.

Issue 12. Whether Rule 25(c), SCRCPP, can supply standing at inception that did not exist when the action was filed, or cure a jurisdictional defect in the original plaintiff's standing.

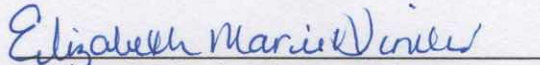
5. PARTIES AND COUNSEL OF RECORD

Appellant: Elizabeth Marie Dimler, Defendant below, appearing sui juris
8129 Shadow Oak Drive, North Charleston, South Carolina 29406
Telephone: (843) 813-6698 | Email: elizabeth5397@att.net

Respondent/Counsel: Selene Finance, LP (substituted Plaintiff below)
M. McMullen Taylor, Esquire | Heidi B. Carey, Esquire | T. Lowndes Pope, Esquire
Riley Pope & Laney, LLC | 2838 Devine Street, Columbia, SC 29205

Co-Defendant/Counsel: Oak Bluff Homeowners Association, Inc.
Derek Dean Farrell, Esquire | 147 Wappoo Drive, Charleston, South Carolina 29412

Respectfully submitted,



Elizabeth Marie Dimler, Sui Juris
8129 Shadow Oak Drive
North Charleston, South Carolina 29406
Telephone: (843) 813-6698
Email: elizabeth5397@att.net
Date: **June 2, 2026**

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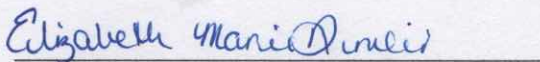
SC Court of Appeals

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Amended Notice of Appeal was served upon the following parties on June 2, 2026, by United States Certified Mail, return receipt requested:

M. McMullen Taylor, Esquire / Heidi B. Carey, Esquire / T. Lowndes Pope, Esquire
Riley Pope & Laney, LLC | 2838 Devine Street, Columbia, SC 29205
Certified Mail Tracking No.: **9589 0710 5270 3733 0696 17**

Derek Dean Farrell, Esquire
147 Wappoo Drive, Charleston, South Carolina 29412
Certified Mail Tracking No.: **9589 0710 5270 3733 0695 94**



Elizabeth Marie Dimler, Sui Juris
Date: June 2, 2026

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Sent To **M. McMullen Taylor, Esq; Heidi B. Carey, Esq.; T. Lowndes Pope, Esq.**

Street and Apt. N **Riley Pope & Laney, LLC**

City, State, ZIP+4 **2838 Devine Street
Columbia, SC 29205**

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2838 Devine Street
Columbia, SC 29205



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Derek Dean Farrell, Esquire
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Charleston, SC 29412

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147 Wappoo Drive
Charleston, SC 29412



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