

NORTH CAROLINA INDUSTRIAL COMMISSION

**MODIFICATION OF INDUSTRIAL COMMISSION RULES REQUIREMENTS
PURSUANT TO RULE 11 NCAC 23E .0302: EXTENSION OF TIME PERIODS FOR
ACTS TO BE DONE FOR CERTAIN WESTERN NORTH CAROLINA COUNTIES**

ORDER by PHILIP A. BADDOUR, III, Chair.

Filed: October 1, 2024

Following the catastrophic conditions resulting from severe weather and flooding in Western North Carolina, the Chief Justice of the North Carolina Supreme Court has issued an Order extending the time and periods of limitation for filing and for acts due to be done in the following counties: Alexander, Alleghany, Ashe, Avery, Buncombe, Burke, Caldwell, Catawba, Cherokee, Clay, Cleveland, Gaston, Graham, Haywood, Henderson, Jackson, Lincoln, Macon, Madison, McDowell, Mitchell, Polk, Rutherford, Swain, Transylvania, Watauga, Wilkes, and Yancey.

Pursuant to 11 NCAC 23E .0302, in the interests of justice or to protect the public health or safety, the Commission may waive or modify any portion of its rules in order to bring them in conformity with an emergency Order or directive of the Chief Justice of the North Carolina Supreme Court that is in effect. 11 NCAC 23E .0302(b)(2023).

In the interests of justice and consistent with the Chief Justice's September 29, 2024, Amended Order, the Commission hereby extends all time periods for acts to be done contained in any of its rules for parties located in any of the North Carolina counties listed in the Chief Justice's Amended September 29, 2024, Order as follows:

1. All time periods for acts to be done contained in any Industrial Commission rule are tolled from September 26, 2024 until October 14, 2024.

2. Any act due to be done between the dates of September 26, 2024, and October 14, 2024, shall be deemed to be timely done if it is done before the close of business on October 14, 2024.
3. Documents permitted to be electronically filed may be filed until 11:59 p.m. on October 14, 2024.
4. For parties who are not required to file documents electronically and choose to hand-deliver a document, the document may be filed at the main office of the Industrial Commission until 5:00 p.m. on October 14, 2024. The main office of the Industrial Commission is located on the 6th floor of the Dobbs Building, 430 N. Salisbury Street, Raleigh, North Carolina, 27603.

This the 1st day of October, 2024.

s/Baddour, Ch.