

Mike Causey, Commissioner of Insurance  
Philip A. Baddour, III, Chair  
Myra L. Griffin, Vice-Chair



Charlton L. Allen, Commissioner  
James C. Gillen, Commissioner  
Kenneth L. Goodman, Commissioner  
Christopher C. Loutit, Commissioner

## North Carolina Industrial Commission

November 20, 2019

### IMPORTANT NOTICE TO ALL PARTIES

The cases listed on the attached calendar are scheduled for disposition by the Full Commission. Some cases may be determined without oral argument pursuant to Rule 11 NCAC 23A .0701(h) or Rule 11 NCAC 23B .0301. The parties will be notified by the Commission prior to the hearing dates below if oral argument is waived. If no such notification is provided, oral argument will be held as scheduled below:

**JANUARY 7, 8, 15 AND 29, 2020**  
**DOBBS BUILDING, SECOND FLOOR, ROOM 2173**  
**430 NORTH SALISBURY STREET**  
**RALEIGH, NORTH CAROLINA 27603**

Please enter the building through the security desk area located on the third floor (on the mall area). You will be required to present a photo ID in order to enter the building.

Please review the enclosed calendar to determine the exact date on which your case will be heard. Please note that the cases docketed prior to your case may be dismissed or continued. **If you are not present in court when your case is reached, the Full Commission will consider the record and will render its decision without hearing oral argument.**

For cases appearing on the enclosed calendar, all motions, including requests for continuances, should be addressed to the chair of the panel and must be filed in accordance with Rule 11 NCAC 23A .0108 for workers' compensation cases, or Rule 11 NCAC 23B .0104 for tort cases. Requests for continuances should be submitted at least two weeks prior to the date of hearing. An exception may be made for unexpected emergencies, in which case the continuance request should be filed as described above and followed up with a telephone call or electronic mail to the law clerk identified below. **In the event a case is continued, the case will be heard before the same panel at a later date.** In lieu of a continuance, oral argument may be waived for the party requesting the continuance.

Other inquiries regarding the cases appearing on the enclosed calendar should be directed to Christian McCullen, Law Clerk to Commissioner Christopher C. Loutit, Dobbs Building, 1236 Mail Service Center, Raleigh, North Carolina 27699-1236. The telephone number for Mr. McCullen is (919) 807-2678, and the electronic mail address is [christian.mccullen@ic.nc.gov](mailto:christian.mccullen@ic.nc.gov).

ALL BRIEFS AND FORMS 44 must be filed in accordance with Rule 11 NCAC 23A .0108 for workers' compensation cases or Rule 11 NCAC 23B .0104 for tort cases. For help with EDFP registration, please visit <http://www.ic.nc.gov/EDFPRegistrationInstructions.pdf>. A party who fails to timely file a brief may be denied oral argument.

For additional information, please consult the Rules of the Industrial Commission as they apply to hearings before the Full Commission.

NORTH CAROLINA INDUSTRIAL COMMISSION  
Emily M. Baucom  
Clerk of the Industrial Commission

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW DOCKET

CHARLTON L. ALLEN, COMMISSIONER  
PHILIP A. BADDOUR, III, CHAIR  
MYRA L. GRIFFIN, VICE-CHAIR  
JAMES C. GILLEN, COMMISSIONER  
KENNETH L. GOODMAN, COMMISSIONER  
CHRISTOPHER C. LOUITT, CHAIR OF PANEL

TUESDAY, JANUARY 7, 2020

9:30 A.M.

RALEIGH, NORTH CAROLINA

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17-829097 CAROL RICHARDSON, WIDOW OF  
KH JAMES NORMAN RICHARDSON,  
9:30 DECEASED  
v.  
PCS PHOSPHATE COMPANY, INC.  
(BROADSPIRE)

PLF: WALLACE AND GRAHAM  
SALISBURY, NC  
DFT: WARD AND SMITH  
WILMINGTON, NC

(COMMISSIONER GILLEN\*, VICE-CHAIR GRIFFIN AND COMMISSIONER LOUITT)

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**PLEASE NOTE THAT SOME CASES SET FOR HEARING ON THIS DATE BY ORDER OF THE FULL COMMISSION MAY NOT APPEAR IN THIS LIST. IF YOU HAVE ANY QUESTIONS ABOUT WHETHER A CASE IS SET FOR HEARING ON THIS DATE, PLEASE CONTACT THE LAW CLERK LISTED ON THE FIRST PAGE OF THIS CALENDAR.**

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW      DOCKET

CHRISTOPHER C. LOUITT, CHAIR OF PANEL  
PHILIP A. BADDOUR, III, CHAIR  
MYRA L. GRIFFIN, VICE-CHAIR

WEDNESDAY, JANUARY 8, 2020

9:30 A.M.

RALEIGH, NORTH CAROLINA

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17-810754 RICARDO PORTILLO CASTRO  
WP                                v.  
9:30                              WITS REMODELINGS, INC.  
  ERIE INSURANCE GROUP

PLF: MARTIN & JONES  
RALEIGH, NC  
  
DFT: MCANGUS GOUDELOCK & COURIE  
RALEIGH, NC

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15-052619 ROGER GRIFFIN  
AM                                v.  
9:30                              MULTI PACKAGING SOLUTIONS  
  SENTRY CASUALTY COMPANY

PLF: WARD BLACK LAW  
GREENSBORO, NC  
  
DFT: CRANFILL SUMNER & HARTZOG  
RALEIGH, NC

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19-727832 RODERICK L. MILES  
RH                                v.  
9:30                              NANO-TEX, INC.  
  TRAVELERS PROPERTY CASUALTY  
  COMPANY OF AMERICA

PLF: PRO SE.  
  
DFT: ORBOCK RUARK & DILLARD  
WINSTON-SALEM, NC

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NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW            DOCKET

**REVISED**

CHRISTOPHER C. LOUTIT, CHAIR OF PANEL  
PHILIP A. BADDOUR, III, CHAIR  
MYRA L. GRIFFIN, VICE-CHAIR

WEDNESDAY, JANUARY 15, 2020

9:30 A.M.

RALEIGH, NORTH CAROLINA

18-012886 SHERRY SAMS  
MS                                  v.  
9:30                                  FORSYTH COUNTY  
   PMA COMPANIES

PLF: THE DEUTERMAN LAW GROUP  
GREENSBORO, NC

DFT: GOLDBERG SEGALLA  
RALEIGH, NC

16-011201 THERON SMOOTHURSON  
17-009255                                  v.  
AWB                                  TERRA GREEN LANDSCAPES, INC.  
9:30                                  ERI INSURANCE GROUP

PLF: WALLACE AND GRAHAM  
SALISBURY, NC

DFT: MCANGUS GOUDELOCK & COURIE  
CHARLOTTE, NC

**TA-24216** KYLE EDWARDS, INDIVIDUALLY  
BD                                  AND D/B/A KYLE EDWARDS  
9:30                                  CONSTRUCTION COMPANY  
  
   v.  
   HAYWOOD COMMUNITY COLLEGE  
   BY AND THROUGH ITS BOARD OF  
   TRUSTEES

PLF: MCLEAN LAW FIRM  
WAYNESVILLE, NC

DFT: NC DEPARTMENT OF JUSTICE  
RALEIGH, NC

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW            DOCKET

CHRISTOPHER C. LOUTIT, CHAIR OF PANEL  
PHILIP A. BADDOUR, III, CHAIR  
MYRA L. GRIFFIN, VICE-CHAIR

WEDNESDAY, JANUARY 29, 2020

9:30 A.M.

RALEIGH, NORTH CAROLINA

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|           |                              |      |                             |
|-----------|------------------------------|------|-----------------------------|
| 18-025749 | LISA MARRIOTT                | PLF: | CRUMLEY ROBERTS             |
| JT        | v.                           |      | GREENSBORO, NC              |
| 9:30      | AUTUMN CARE OF BISCOE, LCC   | DFT: | HEDRICK GARDNER KINCHELOE & |
|           | (PMA MANAGEMENT CORPORATION) |      | GAROFALO; CHARLOTTE, NC     |

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|           |                       |      |                   |
|-----------|-----------------------|------|-------------------|
| 16-050540 | CLINTON D. DEESE      | PLF: | PRO SE.           |
| LG        | v.                    |      |                   |
| 9:30      | VALLEY PROTEINS, INC. | DFT: | WILSON & RATLEDGE |
|           | (ESIS)                |      | RALEIGH, NC       |

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