

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



Charlton L. Allen, Commissioner
A. Robinson Hassell, Commissioner
Christopher C. Loutit, Commissioner
Yolanda K. Stith, Commissioner

North Carolina Industrial Commission

December 18, 2018

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:

**FEBRUARY 6 AND 14, 2019
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 .0307 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 Nikki Williams, Clerk to Commissioner Yolanda K. Stith, Dobbs Building, 1236 Mail Service Center, Raleigh, North Carolina 27699-1236. The telephone number for Ms. Williams is (919) 807-2514, and the electronic mail address is nikki.thompson.williams@ic.nc.gov.

ALL BRIEFS AND FORMS 44 must be filed in accordance with Rule 11 NCAC 23A .0108 for workers' compensation cases. Briefs and Forms T-44 filed in tort cases may be filed by electronic mail to dockets@ic.nc.gov or via EDFP. 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

Office of The Clerk • 1236 Mail Service Center • Raleigh, North Carolina 27699-1236
Telephone: (919) 807-2504 • Fax: (919) 715-0282
Internet Address: <http://www.ic.nc.gov/>

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

YOLANDA K. STITH, CHAIR OF PANEL
CHARLTON L. ALLEN, COMMISSIONER
CHRISTOPHER C. LOUITT, COMMISSIONER

WEDNESDAY, FEBRUARY 6, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

13-732376 BD 9:30	HACK LUIKART v. ACME SERVICES OF DURHAM, INC. FFVA MUTUAL INSURANCE COMPANY	PLF: LAW OFFICES OF JAMES SCOTT FARRIN, DURHAM, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
15-043527 LG 9:30	MIGUEL BENITEZ v. GREAT SOUTHEAST FORMING, INC. CAROLINA CASUALTY INSURANCE COMPANY (BERKLEynet)	PLF: HARDISON & COCHRAN RALEIGH, N.C. DFT: BREWER DEFENSE GROUP RALEIGH, N.C.
17-782474 LG 9:30	ANDREW BEATTY, CO-ADMINISTRATOR OF THE ESTATE OF JONATHAN MAURICE HIGHSMITH AND NEXT OF KIN OF JONATHAN MAURICE HIGHSMITH AND ANNIE HIGHSMITH, CO-ADMINISTRATIX OF THE ESTATE OF JONATHAN MAURICE HIGHSMITH AND NEXT OF KIN OF JONATHAN MAURICE HIGHSMITH v. SMITHFIELD FOODS, INC. ESIS COHARIE BOYS, INC. RIVERPORT INSURANCE COMPANY	PLF: WALLACE AND GRAHAM SALISBURY, N.C. DFT: BREWER DEFENSE GROUP RALEIGH, N.C. ----- ENNIS BAYNARD MORTON MEDLIN & BROWN, WRIGHTSVILLE BEACH, N.C. ----- MIDKIFF MUNCIE & ROSS RALEIGH, N.C. ----- COHARIE BOYS, INC., PRO SE.
R89121 KH 9:30	TOMMY HERRING v. QUEENSBORO STEEL CORPORATION TRAVELERS INDEMNITY COMPANY	PLF: PRO SE. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, WILMINGTON, N.C.
