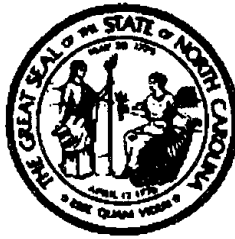


Michael F. Easley, Governor  
Buck Lattimore, Chairman



Bernadine S. Ballance, Commissioner  
Thomas J. Bolch, Commissioner  
Laura K. Mavretic, Commissioner  
Christopher Scott, Commissioner  
Dianne C. Sellers, Commissioner  
Pamela T. Young, Commissioner

## North Carolina Industrial Commission

### IMPORTANT NOTICE TO ALL PARTIES

Your attention is directed to the Rules of the Industrial Commission as they apply to hearings before the Full Commission. All briefs or motions to the Commission should be submitted in triplicate.

**For cases set on the attached calendar before the Full Commission on February 7 and 9, 2007, all motions, requests for continuances, and telephone inquiries should be directed to the attention of David Stahl, Agency Legal Specialist to Commissioner Christopher Scott, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Mr. Stahl is (919) 807-2514.**

Requests for continuances must be submitted at least two weeks prior to the date of hearing or oral argument may be waived in lieu of continuances for the requesting parties. Unexpected emergencies will be the exception. **In the event a case is continued, the case will be heard before the same panel at a later date.**

ALL BRIEFS AND FORMS 44 should be directed to the attention of Linda Langdon, Docket Director. Stipulations for first extensions of time to file Forms 44 or briefs may be submitted in writing and also directed to the attention of the Docket Director. If both parties agree to the extension of time, there will be no need to submit a formal Order to the Commission; however, please inform the Commission, in writing, as to the extension of time agreed between the parties. A party represented by counsel who fails to timely file a brief may not be allowed oral argument before the Full Commission.

The attached cases are scheduled for disposition by the Full Commission. Some may be determined without oral argument per I. C. Rule 701(8). The parties will be notified by Order of the Commission a week prior to the hearing dates below if oral argument is declined. If no such Order is issued, oral arguments will be held as scheduled below:

FEBRUARY 7 & 9, 2007  
DOBBS BUILDING  
SECOND FLOOR, ROOM 2173  
430 NORTH SALISBURY STREET  
RALEIGH, NC 27611

Hearings will be held in the Industrial Commission Hearing Room, Room No. 2173, (Second Floor) Dobbs Building, Raleigh, North Carolina. Please enter the building through the receptionist's area located on the third floor (on the mall area).

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

NORTH CAROLINA INDUSTRIAL COMMISSION

A handwritten signature in cursive script that reads "Linda D. Langdon".

Linda D. Langdon  
Docket Director

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW DOCKET

CHRISTOPHER SCOTT, CHAIR  
LAURA K. MAVRETIC, COMMISSIONER  
THOMAS J. BOLCH, COMMISSIONER

WEDNESDAY, FEBRUARY 7, 2007

9:30 A.M. RALEIGH, NORTH CAROLINA

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058876 KATHY B. WELLS  
LD v  
RE-SET WESTERN CAROLINA CENTER  
9:30 SELF-INSURED  
KEY RISK-GLEN MILLER

PLF: LAW OFFICE OF MICHAEL J.  
BEDNARIK, CHARLOTTE, N.C.

DFT: ATTORNEY GENERAL'S OFFICE  
ASHEVILLE, N.C.

**(SCOTT\*, MAVRETIC, YOUNG)**

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444367 JOE L. BURTON, JR.  
GH v  
9:30 LOGIC SOFTWARE, LLC  
ERIE INSURANCE GROUP

PLF: LAW OFFICES OF GEORGE LENNON  
RALEIGH, N.C.

DFT: MCANGUS GOUDELOCK & COURIE  
RALEIGH, N.C.

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972805 BARBARA J. WILDER  
BH v  
RE-SET SUTTON'S REST HOME  
9:30 PHICO INSURANCE CO.

PLF: LAW OFFICES OF GEORGE LENNON  
RALEIGH, N.C.

DFT: STILES BYRUM & HORNE  
CHARLOTTE, N.C.

**(SCOTT\*, MAVRETIC & BOLCH)**

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344463 JOHNNY FINK  
WT v  
9:30 GOODYEAR TIRE & RUBBER CO.  
D/B/A KELLY SPRINGFIELD  
LIBERTY MUTUAL INSURANCE CO.

PLF: THE JERNIGAN LAW FIRM  
RALEIGH, N.C.

DFT: HEDRICK EATMAN GARDNER &  
KINCHELOE, CHARLOTTE, N.C.

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**(COURT RECESS)**  
**(ORAL ARGUMENTS TO RESUME AT 1:30 P.M.)**

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW            DOCKET

CHRISTOPHER SCOTT, CHAIR  
LAURA K. MAVRETIC , COMMISSIONER  
THOMAS J. BOLCH, COMMISSIONER

WEDNESDAY, FEBRUARY 7, 2007

1:30 P.M. RALEIGH, NORTH CAROLINA

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484997 BD 1:30	TRAVIS BART LEE v GIBRALTAR PACKAGING GROUP LIBERTY MUTUAL INSURANCE CO.	PLF: POISSON POISSON & BOWER WADESBORO, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
488865 JDE 1:30	DONNA ELLISON v DANA CORPORATION SPECIALTY RISK SERVICES	PLF: BOLLINGER & PIEMONTE CHARLOTTE, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
471602 RH 1:30	DAVID BRADLEY v CONTINENTAL GENERAL TIRE GATES MCDONALD	PLF: LAW OFFICES OF TANIA L. LEON CHARLOTTE, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.

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NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW DOCKET

CHRISTOPHER SCOTT, CHAIR  
LAURA K. MAVRETIC , COMMISSIONER  
THOMAS J. BOLCH, COMMISSIONER

FRIDAY, FEBRUARY 9, 2007

9:30 A.M. RALEIGH, NORTH CAROLINA

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374753 & 399483 BD 9:30	CALLIDIDA M. SUR v STANADYNE CORPORATION ST. PAUL TRAVELERS INS CO.	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.
231337 & 314539 BH 9:30	EVA DARLENE NORRIS v FOOD LION STORE # 401 SELF-INSURED (KEY RISK MANAGEMENT SERVICES)	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE , WILMINGTON, N.C.
488353 BD 9:30	MARK D. SCHALESKY v GOODYEAR TIRE AND RUBBER SELF-INSURED (HELMSMAN MANAGEMENT, THIRD -PARTY ADMINISTRATOR)	PLF: CRUMLEY & ASSOCIATES HIGH POINT, N.C.  DFT: CRANFILL SUMNER & HARTZOG CHARLOTTE, N.C.

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**(COURT RECESS)**  
**(ORAL ARGUMENTS TO RESUME AT 1:30 P.M.)**

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW            DOCKET

CHRISTOPHER SCOTT, CHAIR  
LAURA K. MAVRETIC, COMMISSIONER  
THOMAS J. BOLCH, COMMISSIONER

FRIDAY, FEBRUARY 9, 2007

1:30 P.M. RALEIGH, NORTH CAROLINA

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591045 & 920214 PB 1:30	SHERYL G. ZOBEL, WIDOW OF RUSSELL C. ZOBEL, DECEASED  v DUKE POWER COMPANY SELF-INSURED (SPECIALTY RISK SERVICES)	PLF: PRICE SMITH HARGETT PETHO & ANDERSON, CHARLOTTE, N.C.  ----- R. JAMES LORE CARY, N.C.  DFT: MORRIS YORK WILLIAMS SURLES & BARRINGER, CHARLOTTE, N.C.
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516046 & PH-1431 GH 1:30	MICHAEL MINTON  v OSTWALT ROOFING COMPANY, INC. NON-INSURED AND DANNY OSTWALT , AND PATRICIA OSTWALT AND NORTH CAROLINA INDUSTRIAL COMMISSION  v OSTWALT ROOFING COMPANY, INC. NON-INSURED, AND DANNY OSTWALT, INDIVIDUALLY, AND PATRICIA OSTWALT, INDIVIDUALLY	PLF: JASON E. TAYLOR HICKORY, N.C.  ----- NC DEPARTMENT OF JUSTICE RALEIGH, N.C.  DFT: HOMESLEY JONES GAINES & DUDLEY STATESVILLE, N.C.

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