

Michael F. Easley, Governor
Buck Lattimore, Chairman



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 March 1, 3 & 8, 2005, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Jim Gillen, Agency Legal Specialist to Commissioner Christopher Scott, Dobbs Building, 430 N. Salisbury Street, Raleigh, North Carolina 27611. The telephone number for Jim Gillen is (919) 807-2522. The appropriate contact person varies with each calendar and will be identified as above.

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 Linda Langdon, 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:

MARCH 1, 3 & 8, 2005
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. The Dobbs Building has now been secured. 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
BUCK LATTIMORE, CHAIRMAN
LAURA MAVRETIC, COMMISSIONER

TUESDAY, MARCH 1, 2005

9:30 A.M. RALEIGH, NORTH CAROLINA

TA-17143 GG 9:30	JOSHUA BULLOCK v N.C. DIVISION OF MENTAL HEALTH DEVELOPMENTAL DISABILITIES, SUBSTANCE ABUSES SERVICE DOROTHEA DIX HOSPITAL	PLF: LAW OFFICE OF LESLIE OF WICKHAM, JR. DURHAM, N.C. DFT: ATTORNEY GENERAL'S OFFICE TINA L. HLABSE, RALEIGH, N.C.
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240375 CS 9:30	DENNIS V. THOMAS AND LOLA THOMAS NATURAL PARENTS AND NEXT OF KIN OF JAMES C. THOMAS, DECEASED v NORTHWOOD CO/THOMAS BUILT HOMES BUILDERS MUTUAL INSURANCE CO.	PLF: WARD & SMITH NEW BERN, N.C. DFT: LEWIS & ROBERTS RALEIGH, N.C.
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157869 PB 9:30	HILLARY AUSTIN v KODIAK DRYWALL NCA/CONNECTICUT INDEMNITY	PLF: MILLS & LEVINE MOORESVILLE, N.C. DFT: MORRIS YORK WILLIAMS SURLES & BARRINGER, CHARLOTTE, N.C.
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288817 AP 10:30	THURMAN LOWE v DREXEL FURNISHING INC. SELF-INSURED	PLF: RANDY D. DUNCAN HICKORY, N.C. DFT: MORRIS YORK WILLIAMS SURLES & BARRINGER, CHARLOTTE, N.C.
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(COURT RECESS)
(ORAL ARGUMENTS TO RESUME AT 1:30)

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHRISTOPHER SCOTT, CHAIR
BUCK LATTIMORE, CHAIRMAN
LAURA MAVRETIC, COMMISSIONER

TUESDAY, MARCH 1, 2005

1:30 P.M. RALEIGH, NORTH CAROLINA

273095	JOHN CONRAD	PLF:	THE SUMWALT LAW FIRM
LD	v		CHARLOTTE, N.C.
1:30	BENNETT TRUCKING, INC.	DFT:	TEAGUE CAMPBELL DENNIS & GORHAM
	ZURICH AMERICAN INS		RALEIGH, N.C.

918613	JAMES MAX TRANTHAM	PLF:	RICHARD B. HARPER
SG	v		SYLVA, N.C.
1:30	VOLVO CONSTRUCTION EQUIPMENT	DFT:	VAN WINKLE BUCK WALL STARNES &
	AMERICAN PROTECTION INS		DAVIS, ASHEVILLE, N.C.
	(SCOTT, LATTIMORE & BOLCH)		

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CHRISTOPHER SCOTT, CHAIR
BUCK LATTIMORE, CHAIRMAN
LAURA MAVRETIC, COMMISSIONER

THURSDAY, MARCH 3, 2005

9:30 A.M. RALEIGH, NORTH CAROLINA

035386 PB 9:30	JOHN R. WARD v J & R CONSTRUCTION BUILDERS MUTUAL INS CO.	PLF: LAW OFFICE OF GEORGE W. LENNON RALEIGH, N.C. DFT: LEWIS & ROBERTS RALEIGH, N.C.
213344 409717 PH 9:30	ALENE LEGETTE v SCOTLAND MEMORIAL HOSPITAL SOUTH CAROLINA PROPERTY & CASUALTY GUARANTY ASSOC	PLF: THE JERNIGAN FIRM RALEIGH, N.C. DFT: YOUNG MOORE & HENDERSON RALEIGH, N.C.
069799 MC 9:30	THOMAS E. WRIGHT v SIMPSON'S EGGS, INC. NC FARM BUREAU MUTUAL INS	PLF: POISSON POISSON BOWER & CLODFELTER WADESBORO, N.C. DFT: YOUNG MOORE & HENDERSON RALEIGH, N.C.
158625 JDE 10:30	MARY E. CASE v BB & T THE HARTFORD	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
189875 RR 10:30	RICHARD CAVENAUGH v MURRAY CRANE SERVICE GALLAGHER BASSETT SERVICE	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: BROOKS STEVENS & POPE CARY, N.C.

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FULL COMMISSION
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CHRISTOPHER SCOTT, CHAIR
BUCK LATTIMORE, CHAIRMAN
LAURA MAVRETIC, COMMISSIONER

THURSDAY, MARCH 3, 2005

1:30 P.M. RALEIGH, NORTH CAROLINA

244140 BRIAN P. ROGERS
361010 v
RR ROADWAY EXPRESS, INC.
1:30 SELF-INSURED

PLF: PATTERSON HARKAVY & LAWRENCE
RALEIGH, N.C.

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

146087 DARLENE HILL
GH v
1:30 BCJ TRUCKING INC.
TIG INSURANCE CO.

PLF: MAYNARD & HARRIS
WINSTON-SALEM, N.C.

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

420439 PATRICIA T. HARRIS
PH1044 v
GH HENRY WILLIAM, SR
1:30 NON-INSURED

PLF: PRO SE.

ATTORNEY GENERAL'S OFFICE
MYRA GRIFFIN, RALEIGH, N.C.

DFT: STOTT HOLLOWELL PALMER & WINDHAM
GASTONIA, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHRISTOPHER SCOTT, CHAIR
BUCK LATTIMORE, CHAIRMAN
LAURA MAVRETIC, COMMISSIONER

TUESDAY, MARCH 8, 2005

9:30 A.M. RALEIGH, NORTH CAROLINA

379888 BD 9:30	LORETTA MAYSHACK v THE SUNSHINE HOUSE THE HARTFORD INSURANCE	PLF: THE QUINN LAW FIRM GREENSBORO, N.C. DFT: CRANFILL SUMNER & HARTZOG CHARLOTTE, N.C.
394478 LD 9:30	HARLEY JACKSON LINEBERRY v H & W TRUCKING COMPANY, INC. ISURITY INSURANCE CO.	PLF: PRO SE. DFT: ORBOCK BOWDEN RUARK & DILLARD WINSTON-SALEM, N.C.
286748 GG 10:30	SUSAN BARDIN FULLER IN HER INDIVIDUAL CAPACITY AND IN HER CAPACITY AS GUARDIAN AD LITEM FOR ANNIE CAMP FULLER, PAUL SLADE FULLER, AND LANDON ALYCE FULLER, THE MINOR CHILDREN OF PAUL FRANKLIN FULLER, JR. DECEASED v CLEAR CHANNEL COMMUNICATIONS LUMBERMEN'S C/O GALLAGHER BASSETT SERVICE	PLF: ELLIOT PISHKO MORGAN WINSTON-SALEM, N.C. ----- MORROW ALEXANDER TASH KURTZ & PORTER, WINSTON-SALEM, N.C. DFT: MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
262981 LD 10:30	CHRISTOPHER SEAMON v WEST ATLANTIC TRANSPORTATION CORPORATION DENNIS & ASSOCIATES	PLF: DORAN SHELBY PETHEL & HUDSON SALISBURY, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.

(COURT RECESS)
(ORAL ARGUMENTS TO RESUME AT 1:30)

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FULL COMMISSION
REVIEW DOCKET

CHRISTOPHER SCOTT, CHAIR
BUCK LATTIMORE, CHAIRMAN
LAURA MAVRETIC, COMMISSIONER

TUESDAY, MARCH 8, 2005

1:30 P.M. RALEIGH, NORTH CAROLINA

069438 BRENDA CHRISTOPHER
KL v
1:30 CARTER & SCHNEDLER, P.A.
 THE HARTFORD INSURANCE CO.
 AND/OR
 PRINCETON INSURANCE COMPANY

PLF: DAVID GANTT
 ASHEVILLE, N.C.

DFT: CRANFILL SUMNER & HARTZOG
 CHARLOTTE, N.C.

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

422338 WADE STEPHENS (DECEASED)
PH v
1:30 GODLEY BUILDERS, INC.
 COMPTRUST AGC

PLF: COBOURN & SALEEBY
 SPARTANBURG, S.C.

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