



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 4, 7, and 14, 2013, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Thomas Perlungher, Law Clerk to Commissioner Danny L. McDonald, Dobbs Building, 430 N. Salisbury Street, Raleigh, North Carolina 27611. The telephone number for Mr. Perlungher is (919) 807-2510. 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 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:

**MARCH 4, 7 & 14, 2013
DOBBS BUILDING
SECOND FLOOR, ROOM 2173
430 NORTH SALISBURY STREET
RALEIGH, NORTH CAROLINA 27603**

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

Linda Langdon
Docket Director

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

DANNY L. MCDONALD, CHAIR OF PANEL
LINDA CHEATHAM, COMMISSIONER
TAMMY R. NANCE, COMMISSIONER
BERNADINE S. BALLANCE, COMMISSIONER
STACI MEYER, COMMISSIONER
PAMELA T. YOUNG, COMMISSIONER

MONDAY, MARCH 4, 2013

9:00 A.M.

RALEIGH, NORTH CAROLINA

X46840
BH
9:00

ANTONIO R. COOPER
v
WEYERHAEUSER COMPANY
SPECIALTY RISK SERVICES, INC.

PLF: GRANDY & MARTIN
CHARLOTTE, N.C.
DFT: WARD AND SMITH
NEW BERN, N.C.

(MCDONALD*, YOUNG & MEYER)

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

DANNY L. MCDONALD, CHAIR OF PANEL
LINDA CHEATHAM, COMMISSIONER
TAMMY R. NANCE, COMMISSIONER

THURSDAY, MARCH 7, 2013

9:00 A.M.

RALEIGH, NORTH CAROLINA

X47076 VH 9:00	DWIGHT MEADOWS v SKANSKA RCCIP/JOHN KIRLIN, INC. AMERICAN ZURICH INSURANCE COMPANY	PLF: LAW OFFICE OF JAMES SCOTT FARRIN DURHAM, N.C. DFT: LEWIS & ROBERTS RALEIGH, N.C.
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X52101 VH 9:00	PANFILO C. VASQUEZ v CONSTRUCTION SUPERVISION SERVICES, INC. THE PHOENIX INSURANCE COMPANY (TRAVELERS)	PLF: LAW OFFICE OF JAMES SCOTT FARRIN DURHAM, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
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999257 MV 9:00	TONY E. FINGER v USF HOLLAND SELF-INSURED (GALLAGHER BASSETT SERVICES, INC.)	PLF: CRUMLEY ROBERTS GREENSBORO, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
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999257 RH 9:00	TONY E. FINGER v YRC WORLDWIDE, INC. SELF-INSURED (GALLAGHER BASSETT SERVICES, INC.)	PLF: CRUMLEY ROBERTS GREENSBORO, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, 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

DANNY L. MCDONALD, CHAIR OF PANEL
LINDA CHEATHAM, COMMISSIONER
TAMMY R. NANCE, COMMISSIONER

THURSDAY, MARCH 14, 2013

9:00 A.M.

RALEIGH, NORTH CAROLINA

X65143 BH 9:00	AUGUSTUS E. WHITEHEAD v FOOD LION, LLC/ DELHAIZE AMERICA, INC. RISK MANAGEMENT SERVICES, INC.	PLF: LEDBETTER & TITSWORTH CARY, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
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599237 PB 9:00	NATHAN PORTUPHY v GUILFORD COUNTY SCHOOLS SELF-INSURED (CORVEL CORPORATION)	PLF: EDGERTON & ASSOCIATES GREENSBORO, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
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W60905 PB 9:00	CHRISTIAN MURILLO PAREDONES AND GISELL GUADALUPE MURILLO PAREDONES, MINOR CHILDREN OF DECEDENT-EMPLOYEE FELIPE PACHECO FLORES A/K/A MURILLO ARELLANO GUMERCINDO, v WRENN BROTHERS CONTINENTAL INDEMNITY COMPANY	PLF: MOODY WILLIAMS ROPER & LEE SILER CITY, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
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W77154 GH 9:00	JOSHUA SHUE v TRIAD INTERNATIONAL MAINTENANCE CORPORATION (TIMCO) AMERICAN INTERNATIONAL SOUTH INSURANCE COMPANY, C/O CHARTIS CLAIMS, INC.	PLF: PAMELA W. FOSTER HIGH POINT, N.C. DFT: ROBINSON & LAWING WINSTON-SALEM, N.C.
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TAMMY R. NANCE, COMMISSIONER

THURSDAY, MARCH 14, 2013

1:30 P.M.

RALEIGH, NORTH CAROLINA

X20650	ROBIN MERCER	PLF:	THE SUMWALT LAW FIRM
JG	v		CHARLOTTE, N.C.
1:30	COPLON'S LADIES FINE CLOTHING THE HARTFORD	DFT:	MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.
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777306	GWENDOLYN G. HORTON	PLF:	TED A. GREVE & ASSOCIATES
MG	v		CHARLOTTE, N.C.
1:30	DUKE UNIVERSITY MEDICAL CENTER SELF-INSURED	DFT:	STUART LAW FIRM RALEIGH, N.C.
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X00693	JOHNNY M. CREECH	PLF:	LAW OFFICE OF MICHAEL A. DEMAYO
RH	v		CHARLOTTE, N.C.
1:30	DISH NETWORK CORP. SELF-INSURED (GALLAGHER BASSETT SERVICES)	DFT:	YOUNG MOORE AND HENDERSON RALEIGH, N.C.
