Mike Causey, Commissioner of Insurance Charlton L. Allen, Chairman Yolanda K. Stith, Vice-Chairman



Philip A. Baddour, III, Commissioner Christopher C. Loutit, Commissioner Tammy R. Nance, Commissioner

# North Carolina Industrial Commission

January 26, 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 04 NCAC 10A .0701(h) or Rule 04 NCAC 10B .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:

MARCH 6, 21, AND 23, 2018 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 04 NCAC 10A .0108 for workers' compensation cases, or Rule 04 NCAC 10B .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 Becky Johnson, Law Clerk to Commissioner Philip A. Baddour, III, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699-4336. The telephone number for Ms. Johnson is (919) 807-2685, and the electronic mail address is becky.johnson@ic.nc.gov.

ALL BRIEFS AND FORMS 44 must be filed in accordance with Rule 04 NCAC 10A .0108 for workers' compensation cases. Briefs and Forms T-44 filed in tort cases may be filed by electronic mail to <a href="mailto:dockets@ic.nc.gov">dockets@ic.nc.gov</a> or via EDFP. For help with EDFP registration, please visit <a href="http://www.ic.nc.gov/EDFPregistrationInstructions.pdf">http://www.ic.nc.gov/EDFPregistrationInstructions.pdf</a>. 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

Linda Langdon Docket Director

### NORTH CAROLINA INDUSTRIAL COMMISSION FULL COMMISSION REVIEW DOCKET

PHILIP A. BADDOUR, III, CHAIR OF PANEL YOLANDA K. STITH, VICE-CHAIRMAN CHRISTOPHER C. LOUTIT, COMMISSIONER

TUESDAY, MARCH 6, 2018		9:30 A.M.		RALEIGH, NORTH CAROLINA
16-747228 TY 9:30	GIOVANNA VILLAGGIO v. HARRIS TEETER	PLF:	OXNER + GREENSB	PERMAR SORO, N.C.
	GALLAGHER BASSETT SERVICES	DFT:	GOLDING CHARLOT	HOLDEN & POPE TTE, N.C.
16-024794 WS 9:30	KIMBERLY CUNNINGHAM v. PRINCIPLE LONG TERM CARE, INC. PMA MANAGEMENT GROUP	PLF:	LF: GARY DODD ASHEVILLE, N.C.	
		DFT:	_	GARDNER KINCHELOE & LO, CHARLOTTE, N.C.

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PHILIP A. BADDOUR, III, CHAIR OF PANEL YOLANDA K. STITH, VICE-CHAIRMAN CHRISTOPHER C. LOUTIT, COMMISSIONER

WEDNESDAY, MARCH 21, 2018		9:30 A.M.		RALEIGH, NORTH CAROLINA
14-741827 DS 9:30	DANNY STARKS v. FOOD LION, LLC/DELHAIZE DISTRIBUTION SERVICES, LLC SELF-INSURED (RISK MANAGEMENT SERVICES)	PLF:	ADAMS BURGE & BOUGHMAN FAYETTEVILLE, N.C.	
7.50		DFT:	_	GARDNER KINCHELOE & LO, WILMINGTON, N.C.
	ROGER COX	PLF:	PRO SE.	
WS 9:30 ADM APP	V. FERNANDO TELLO/ F&V FRAMING, LLC, LIBERTY MUTUAL INSURANCE COMPANY SCHUMACHER HOMES OF NORTH CAROLINA CINCINNATI INDEMNITY COMPANY	DFT:	CHARLOT	EWSON & WOOLARD TTE, N.C. DO TELLO/ F&V FRAMING,

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PHILIP A. BADDOUR, III, CHAIR OF PANEL YOLANDA K. STITH, VICE-CHAIRMAN CHRISTOPHER C. LOUTIT, COMMISSIONER

FRIDAY, MARCH 23, 2018		9:30 A.M.		RALEIGH, NORTH CAROLINA
16-713508 &	YVONNE KNOX v	PLF:	PRO SE.	
	HOME CARE OF CHARLOTTE REFERRALS, INC., NON-INSURED, AND		N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.	
	JAMES G. HOUGH, NON-INSURED	DFT:	SMITH LA	
PH-4726 AP 9:30	N.C. INDUSTRIAL COMMISSION v. HOME CARE OF CHARLOTTE REFERRALS, INC., NON-INSURED, AND PATRICIA J. LOOKABILL, INDIVIDUAL AND JAMES G. HOUGH, INDIVIDUAL		KAKASSY GASTONI	
TA-23986 JG	JESSE KARRICK v.	PLF:	PRO SE.	
	N.C. DEPARTMENT OF CORRECTION	DFT:	N.C. DEPARALEIGH	ARTMENT OF JUSTICE
			N.C. DEPA	ARTMENT OF JUSTICE LE, N.C.
TA-24850 JG	JESSE KARRICK v.	PLF:	PRO SE.	
9:30 ADM APP	N.C. DEPARTMENT OF CORRECTION		N.C. DEPARALEIGH	ARTMENT OF JUSTICE I, N.C.
			N.C. DEPA	ARTMENT OF JUSTICE LE, N.C.