

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 March 14, 16 & 21, 2006, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Kristi Bellamy, Agency Legal Specialist to Commissioner Bernadine S. Ballance, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Bellamy is (919) 807-2542. 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 14, 16 & 21, 2006
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

BERNADINE S. BALLANCE, CHAIR
LAURA K. MAVRETIC, COMMISSIONER
PAMELA T. YOUNG, COMMISSIONER

TUESDAY, MARCH 14, 2006

9:30 A.M. RALEIGH, NORTH CAROLINA

982350 TS 9:30	PEGGY B. PORTER v JAMES A. WHITLEY, D.D.S. LIBERTY MUTUAL INSURANCE CO.	PLF: THE LAW OFFICES OF GEORGE W. LENNON, RALEIGH, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.
289269 TS 9:30	AMY L. CARTER v THE GYMBOREE CORP ROYAL & SUNALLIANCE	PLF: LAW OFFICES OF JAMES SCOTT FARRIN, DURHAM, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
489580 AP 9:30	DEBORAH A. STOCUM v FRITO LAY, INC. U.S. FIDELITY & GUARANTY/ SEDGWICK CMS	PLF: PRO SE. DFT: YOUNG MOORE & HENDERSON RALEIGH, N.C.
013061 976230 LD 9:30	KAREN MATTHEWS v WAKE FOREST UNIVERSITY SELF-INSURED (KEY RISK MANAGEMENT SERVICES)	PLF: THE GERAGHTY LAW FIRM WINSTON-SALEM, N.C. DFT: WOMBLE CARLYLE SANDRIDGE & WINSTON-SALEM, N.C.

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

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TUESDAY, MARCH 14, 2006

1:30 P.M. RALEIGH, NORTH CAROLINA

424068 MC 1:30	MICHAEL L. CLEMMONS v SECURITAS, INC. AMERICAN HOME ASSURANCE CO.	PLF: EDELSTEIN & PAYNE RALEIGH, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
416363 BH 1:30	CYNTHIA YANNACCI v ATLANTIC SERVICES, INC. ESIS	PLF: WALLACE & GRAHAM SALISBURY, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
114787 PH 1:30	PATRICK THREATT v REOS LAWN AND LANDSCAPING SUNALLIANCE	PLF: KEN HARRIS & ASSOCIATES CHARLOTTE, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
357500 JDE 1:30	GARY SHEPHERD v NATIONAL FEDERATION OF INDEPENDENT BUSINESSES PMA INSURANCE GROUP	PLF: PRO SE. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.

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THURSDAY, MARCH 16, 2006

9:30 A.M. RALEIGH, NORTH CAROLINA

305936 KEVIN WAYNE TAYLOR PLF: R. STEVE BOWDEN & ASSOCIATES
KL v GREENSBORO, N.C.
9:30 GREENSBORO TIRE COMPANY
UNIVERSAL UNDERWRITERS GROUP DFT: CRANFILL SUMNER & HARTZOG
RALEIGH, N.C.

265772 MAJOR M. CHARITY PLF: CANNON & TAYLOR
KL v GREENVILLE, N.C.
9:30 DAVIS RESOURCE MANAGEMENT INC
RESET ACE USA DFT: BROTHERTON FORD YEOMAN &
WORLEY, GREENSBORO, N.C.
(YOUNG*, MAVRETIC & SELLERS)

TA-16035 EVALYN GONZALES PLF: KENNEDY KENNEDY KENNEDY
GG v & KENNEDY, WINSTON-SALEM, N.C.
NORTH CAROLINA STATE UNIVERSITY

TA-16036 KATHY A. WOOD DFT: NC DEPARTMENT OF JUSTICE
GG v TINA L. HLABSE, RALEIGH, N.C.
9:30 NORTH CAROLINA STATE UNIVERSITY

RESET (BALLANCE*, SELLERS & MAVRETIC)

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

NORTH CAROLINA INDUSTRIAL COMMISSION
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BERNADINE S. BALLANCE, CHAIR
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THURSDAY, MARCH 16, 2006

1:30 P.M. RALEIGH, NORTH CAROLINA

010723 LINDA P. SMITH PLF: ROBERT A. LAUVER
MC v KERNERSVILLE, N.C.
1:30 LIBERTY HARDWARE
RESET MANUFACTURING CORP. DFT: MULLEN HOLLAND & COOPER
TRAVELERS INSURANCE CO. GASTONIA, N.C.

(SELLERS*, BALLANCE & MAVRETIC)

221263 SHELLIE HALLOWAY, ADM PLF: CRUMLEY & ASSOCIATES
GG OF THE ESTATE OF HAROLD WINSTON-SALEM, N.C.
1:30 HALLOWAY, DECEASED
RESET v DFT: HEDRICK EATMAN GARDNER &
CMS HOLDINGS COMPANY KINCHELOE, CHARLOTTE, N.C.
LEGION INSURANCE COMPANY,
C/O COMPFIRST (T.P.A) AND/OR
NORTH CAROLINA INSURANCE
GUARANTY ASSOCIATION

(BALLANCE*, SELLERS & MAVRETIC)

105204 ANZELLA JACKSON PLF: GARY A. DODD
& v ASHEVILLE, N.C.
441504 MISSION ST. JOSEPH HEALTH SYSTEM
KL SELF-INSURED (CAMBRIDGE DFT: BROOKS STEVENS & POPE
1:30 INTEGRATED SERVICE CARY, N.C.
RESET

(BALLANCE *, SELLERS & MAVRETIC)

057769 DONALD PORTER PLF: WAYNE E. CRUMWELL
PH v REIDSVILLE, N.C.
1:30 ADAMS ELECTRIC COMPANY
RESET AMERISURE COMPANIES DFT: ORBOCK RUARK & DILLARD
WINSTON-SALEM, N.C.

(BALLANCE*, BOLCH & SELLERS)

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LAURA K. MAVRETIC, COMMISSIONER
PAMELA T. YOUNG, COMMISSIONER

TUESDAY, MARCH 21, 2006

9:30 A.M. RALEIGH, NORTH CAROLINA

363793 GG 9:30	MOHAMMAD ASIF KHAN v MARCONI COMMUNICATIONS, INC. ACE/USA	PLF: SCHLOSSER & PRITCHETT GREENSBORO, N.C. DFT: LAW OFFICE OF CHRISTOPHER D. LANE WINSTON-SALEM, N.C.
417150 BD 9:30	KENDRIK GHOLSTON v CAROLINA FOOTBALL ENTERPRISES TRAVELERS INSURANCE CO.	PLF: SCUDDER & HEDRICK RALEIGH, N.C. DFT: MULLEN HOLLAND & COOPER GASTONIA, N.C.
240319 GG 9:30	RONALD A. BAXTER v PIEDMONT NATURAL GAS SELF-INSURED (RSKCO)	PLF: LYNDON R. HELTON HICKORY, N.C. DFT: ROBINSON & LAWING WINSTON-SALEM, N.C.
058396 MC 9:30	RAOUL THOMAS HELMANDOLLAR v AMERITECH SELF-INSURED	PLF: FREDERICK R. STANN GASTONIA, N.C. DFT: ROBINSON & LAWING WINSTON-SALEM, N.C.

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

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FULL COMMISSION
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PAMELA T. YOUNG, COMMISSIONER

TUESDAY, MARCH 21,

1:30 P.M. RALEIGH, NORTH CAROLINA

432693 & 567020 LD 1:30 RESET	MELINDA S. PURDY-BILCHECK IBM CORPORATION LIBERTY MUTUAL INSURANCE CO. (BALLANCE*, YOUNG & SCOTT)	PLF: LAW OFFICES OF GEORGE W. LENNON, RALEIGH, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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053767 PH 1:30	CURRY SHAW v U.S. AIRWAYS, INC. AMERICAN PROTECTION INSURANCE COMPANY	PLF: THE SUMWALT LAW FIRM CHARLOTTE, N.C. DFT: LITTLER MENDLESON CHARLOTTE, N.C.
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867743 KL 1:30	CURTIS POLLY v DAY INTERNATIONAL, INC. THE TRAVELERS INSURANCE CO.	PLF: PRO SE. DFT: NORTHUP & MCCONNELL ASHEVILLE, N.C.
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366768 JDE 1:30	REGINA WEST OAKES v CALDWELL COUNTY BOARD OF EDUCATION KEY RISK INSURANCE CO.	PLF: RANDY D. DUNCAN HICKORY, N.C. DFT: PRATHER LAW FIRM RALEIGH, N.C.
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