



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 15 and 17, 2011, 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, 4336 Mail Service Center, Raleigh, North Carolina 27699. 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 15 & 17, 2011
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, PANEL CHAIR
BERNADINE S. BALLANCE, COMMISSIONER
PAMELA T. YOUNG, CHAIR

TUESDAY, MARCH 15, 2011

9:00 A.M.

RALEIGH, NORTH CAROLINA

896818 KL 9:00	DONNA KENNEDY-MCBRIDE v VOLVO GROUP NORTH AMERICA, INC. LIBERTY MUTUAL INSURANCE COMPANY	PLF: HARDISON & ASSOCIATES RALEIGH, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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581672 CS 9:00	ANITA SMITH COBB, DAUGHTER; STARLING ANN SMITH, DAUGHTER; AND TRACY LEVON SMITH, JR., SON, PLAINTIFFS AND NEXT OF KIN OF TRACY L. SMITH, DECEASED, v CLARK & LANGLEY, INC. ZENITH INSURANCE COMPANY	PLF: EARLY & CHANDLER ROCKY MOUNT, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
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894656 CS 9:00	GERMAINE COLLIE v ZMC HOTELS, INC. TRAVELER'S INSURANCE	PLF: RIDDLE & BRANTLEY GOLDSBORO, N.C. DFT: MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.
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W22697 GH 9:00	PERCIVAL DEHART v UNIVERSITY OF NORTH CAROLINA AT GREENSBORO SELF-INSURED (CORVEL CORPORATION)	PLF: WALLACE & GRAHAM SALISBURY, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, 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, PANEL CHAIR
BERNADINE S. BALLANCE, COMMISSIONER
PAMELA T. YOUNG, CHAIR

TUESDAY, MARCH 15, 2011

1:30 P.M.

RALEIGH, NORTH CAROLINA

804798	PAUL MOOSE	PLF:	TED A. GREVE & ASSOCIATES
&	v		CHARLOTTE, N.C.
PH-1959	DIANE WATKINS		
AP	NON-INSURED		N.C. DEPARTMENT OF JUSTICE
1:30			RALEIGH, N.C.
RESET	N.C. INDUSTRIAL COMMISSION	DFT:	MULLEN HOLLAND & COOPER
	v		GASTONIA, N.C.
	DIANE WATKINS, EMPLOYER,		
	AND DIANE WATKINS, INDIVIDUALLY		

(MCDONALD*, BALLANCE, AND MAVRETIC)

904047	PAUL NICHOLS	PLF:	PRO SE
SM	v		
1:30	NICHOLS BURNS TRUCKING, INC.	DFT:	TEAGUE CAMPBELL DENNIS &
ADM	INTERSTATE INSURANCE SERVICE		GORHAM, RALEIGH, N.C.
APP			
RESET	(MCDONALD*, MAVRETIC & YOUNG)		

895044	NICHOLAS R. BURNHAM	PLF:	LAW OFFICE OF SETH M. BERNANKE
BH	v		CHARLOTTE, N.C.
1:30	MCGEE BROTHERS COMPANY, INC.	DFT:	STILES BYRUM & HORNE
	ZURICH AMERICAN INSURANCE		CHARLOTTE, N.C.
	COMPANY		

532095	ANGELA S. HUBBARD	PLF:	TED A GREVE & ASSOCIATES
BH	v		CHARLOTTE, N.C.
1:30	SOUTH HAVEN ASSISTED LIVING	DFT:	HEDRICK GARDNER KINCHELOE &
	VIRGINIA SURETY		GAROFALO, CHARLOTTE, N.C.
	(FIRST COMP. INSURANCE)		

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

DANNY L. MCDONALD, PANEL CHAIR
BERNADINE S. BALLANCE, COMMISSIONER
PAMELA T. YOUNG, CHAIR

THURSDAY, MARCH 17, 2011

1:30 P.M.

RALEIGH, NORTH CAROLINA

504897 PH 1:30	DAVID A. GRILL v SKY COUNTRY HOMES INC. NORTH CAROLINA FARM BUREAU MUTUAL INSURANCE COMPANY, INC.	PLF: CHARLES G. MONNETT, III & ASSOCIATES, CHARLOTTE, N.C. DFT: YOUNG MOORE AND HENDERSON RALEIGH, N.C.
762376 BH 1:30	JAMES FOWLER v HOME RUN, INC. COMMERCE AND INDUSTRY	PLF: LAW OFFICE OF JAMES C. SPEARS, JR. SPARTANBURG, S.C. DFT: MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
884312 JD 1:30	PAMELA K. ANGOTTI v MCGRAW-HILL SEDGWICK CMS	PLF: LENNON & CAMAK RALEIGH, N.C. DFT: MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
