



## 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 26, 27, and 29, 2012, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Abigail M. Hammond, Law Clerk to Chair Pamela T. Young, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Hammond is (919) 807-2674. 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 26, 27 & 29, 2012  
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

PAMELA T. YOUNG, CHAIR OF PANEL\*  
BERNADINE S. BALLANCE, COMMISSIONER  
LINDA CHEATHAM, COMMISSIONER

MONDAY, MARCH 26, 2012

9:00 A.M.

RALEIGH, NORTH CAROLINA

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W85670 VH 9:00	ANGELA WEARY v UNITED HOME CARE GENERAL CASUALTY INSURANCE COMPANY	PLF: LAW OFFICE OF JAMES SCOTT FARRIN DURHAM, N.C.  DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
W77053 PB 9:00	MCGOWEN LEE AVENT v PLT CONSTRUCTION BITUMINOUS INSURANCE CO.	PLF: THOMAS AND FARRIS WILSON, N.C.  DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
X04448 JG 9:00	GARY W. DUNN v DISASTER RESTORATION SERVICES CORPORATION BRIDGEFIELD CASUALTY	PLF: EGERTON & ASSOCIATES GREENSBORO, N.C.  DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
W25564 RH 9:00	TONY C. MOORE v THE GOODYEAR TIRE & RUBBER CO. LIBERTY MUTUAL INSURANCE GROUP	PLF: LAW OFFICE OF KATHLEEN G. SUMNER GREENSBORO, N.C.  DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.

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**COURT RECESS**  
**(ORAL ARGUMENTS TO RESUME AT 1:30 P.M.)**

\*Full Commission panel subject to change



NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW            DOCKET

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

TUESDAY, MARCH 27, 2012

9:00 A.M.

RALEIGH, NORTH CAROLINA

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294844	CLAUDE QUEEN	PLF:	THE SUMWALT LAW FIRM
MV	v		CHARLOTTE, N.C.
9:00	PENSKE CORPORATION	DFT:	BROOKS STEVENS AND POPE
	GALLAGHER BASSETT		RALEIGH, N.C.
	SERVICES, INC.		

**(MCDONALD\*, NANCE & YOUNG)**

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TA-20853	GRETCHEN J. PROPST	PLF:	WELLS DAISLEY RABON
GG	v		CHARLOTTE, N.C.
ADM	N.C. DEPARTMENT OF	DFT:	N.C. DEPARTMENT OF JUSTICE
APP	HEALTH AND HUMAN SERVICES		RALEIGH, N.C.
9:00			
RESET			

**(MEYER\*, NANCE & YOUNG)**

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589062	DONNIE L. LASSITER	PLF:	LENNON & CAMAK
CS	v		RALEIGH, N.C.
9:00	TOWN OF SELMA	DFT:	TEAGUE CAMPBELL DENNIS &
RESET	NORTH CAROLINA LEAGUE		GORHAM, RALEIGH, N.C.
	OF MUNICIPALITIES		

**(MEYER\*, SCOTT & YOUNG)**

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TA-13518	WILLIAM R. COUCHON, JR.,	PLF:	LENNON AND CAMAK
GG	INDIVIDUALLY AND AS PERSONAL		RALEIGH, N.C.
9:00	REPRESENTATIVE OF THE ESTATE OF	DFT:	N.C. DEPARTMENT OF JUSTICE
RESET	TRICIA ANN COUCHON, DECEASED		RALEIGH, N.C.
	v		
	N.C. DEPARTMENT OF TRANSPORTATION		
	AND STATE BOARD OF TRANSPORTATION		

**(MCDONALD\*, SCOTT & YOUNG)**

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CHRISTOPHER SCOTT, COMMISSIONER

TUESDAY, MARCH 27, 2012

1:30 P.M.

RALEIGH, NORTH CAROLINA

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W74621	ANDREW G. BOYKE	PLF:	LAW OFFICE OF RALPH G. WILLEY, III
BB	v		ROCKY MOUNT, N.C.
1:30	SUPER SERVICE		
RESET	ACE AMERICAN INSURANCE CO., AS ADMINISTERED BY ESIS	DFT:	BROTHERTON FORD YEOMAN BERRY & WEAVER, GREENSBORO, N.C.

**(BALLANCE\*, MCDONALD & NANCE)**

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W88909	MIGUEL ROJAS	PLF:	PRO SE
MG	v		
1:30	KEITH LOMBARDO	DFT:	JONES HEWSON & WOOLARD
RESET	VALLEY FORGE INSURANCE CO.		CHARLOTTE, N.C.

**(NANCE\*, BALLANCE & SCOTT)**

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547454	JULIAN S. ROLLINS	PLF:	LAW OFFICE OF KENNETH M. JOHNSON
BH	v		GREENSBORO, N.C.
1:30	TYCO ELECTRONICS (SEDGWICK CMS)	DFT:	WILSON & RATLEDGE
			RALEIGH, N.C.

**(NANCE\*, MEYER & CHEATHAM)**

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REVIEW            DOCKET

PAMELA T. YOUNG, CHAIR OF PANEL\*  
BERNADINE S. BALLANCE, COMMISSIONER  
LINDA CHEATHAM, COMMISSIONER

THURSDAY, MARCH 29, 2012

9:00 A.M.

RALEIGH, NORTH CAROLINA

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646858     CHRISTINE MCCLURE  
MG                    v  
ADM     DUKE UNIVERSITY  
APP     SELF-INSURED  
9:00

PLF:   WILLIAM G. GOLDSTON  
         DURHAM, N.C.

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

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W95706     MAURICE C. STALEY  
BH                    v  
9:00     UNITED PARCEL SERVICE, INC.  
         LIBERTY MUTUAL  
         INSURANCE COMPANY

PLF:   PATTERSON HARKAVY  
         CHAPEL HILL, N.C.

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

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784825     ADAM NIETO-ESPINOZA  
AP                    v  
ADM     LOWDER CONSTRUCTION, INC.  
APP     AUTO-OWNERS INSURANCE CO.  
9:00

PLF:   LANIER LAW GROUP  
         JAMESTOWN, N.C.

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

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W66915     MIGUEL A. SANTIAGO  
BH                    v  
9:00     PANERA BREAD  
         THE PHOENIX INSURANCE  
         COMPANY/TRAVELERS

PLF:   LAW OFFICE OF KENNETH M. JOHNSON  
         GREENSBORO, N.C.

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

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