

Roy Cooper, Governor
Charlton L. Allen, Chairman
Yolanda K. Stith, Vice-Chairman



Bernadine S. Ballance, Commissioner
Linda Cheatham, Commissioner
Christopher C. Loutit, Commissioner
Tammy R. Nance, Commissioner

North Carolina Industrial Commission

February 16, 2017

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:

APRIL 10, 18, AND 24, 2017
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 Nikki Williams, Law Clerk to Commissioner Linda Cheatham, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699-4336. The telephone number for Ms. Williams is (919) 807-2514, and the electronic mail address is nikki.thompson.williams@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 dockets@ic.nc.gov or via EDP. For help with EDP registration, please visit <http://www.ic.nc.gov/EDFPRegistrationInstructions.pdf>. 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

Office of the Clerk • 4336 Mail Service Center • Raleigh, North Carolina 27699-4336
Telephone: (919) 807-2504 • Fax: (919) 715-0282 • Internet Address: <http://www.ic.nc.gov>

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
TAMMY R. NANCE, COMMISSIONER
DAVID MARK HULLENDER, DEPUTY COMMISSIONER

MONDAY, APRIL 10, 2017

9:00 A.M.

RALEIGH, NORTH CAROLINA

15-016300	CELESTE MCGILVERY	PLF:	WILSON & REIVES
SG	v		APEX, N.C.
9:00	HARRIS TEETER #137	DFT:	HEDRICK GARDNER KINCHELOE &
	SELF-INSURED		GAROFALO, RALEIGH, N.C.
	(GALLAGHER BASSETT)		

15-056517	LARRY BROOKS	PLF:	OXNER + PERMAR
MS	v		GREENSBORO, N.C.
9:00	CITY OF WINSTON-SALEM	DFT:	SPILMAN THOMAS & BATTLE
	SELF-INSURED		WINSTON-SALEM, N.C.

821554	MONTE GRIMES	PLF:	LUCAS DENNING & ELLERBE
RD	v		SELMA, N.C.
9:00	N.C. DEPARTMENT OF PUBLIC		
ADM	SAFETY – DIVISION OF ADULT		MAST JOHNSON WELLS &
APP	CORRECTION AND JUVENILE		TRIMYER, SMITHFIELD, N.C.
	JUSTICE	DFT:	N.C. DEPARTMENT OF JUSTICE
			RALEIGH, N.C.

Y22434	VINCENT J. MASTANDUNO	PLF:	PRO SE.
CA	v		
9:00	NATIONAL FREIGHT INDUSTRIES	DFT:	TEAGUE CAMPBELL DENNIS &
ADM	AMERICAN ZURICH INSURANCE		GORHAM, RALEIGH, N.C.
APP	COMPANY		

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
TAMMY R. NANCE, COMMISSIONER
DANE R. SCALISE, DEPUTY COMMISSIONER

TUESDAY, APRIL 18, 2017

9:00 A.M.

RALEIGH, NORTH CAROLINA

15-751523	ROBERT BETHEA	PLF:	CRAIGE JENKINS LIIPFERT & WALKER
MS	v		KERNERSVILLE, N.C.
9:00	WINSTON-SALEM STATE	DFT:	N.C. DEPARTMENT OF JUSTICE
	UNIVERSITY		RALEIGH, N.C.
	SELF-INSURED		
	(CORVEL CORPORATION)		

974334	RODGEY HENSLEY	PLF:	GARY A. DODD
WS	v		ASHEVILLE, N.C.
9:00	RODGEY HENSLEY'S PAINTING	DFT:	BREWER DEFENSE GROUP
	AND REMODELING		RALEIGH, N.C.
	RIVERPORT INSURANCE COMPANY		

15-726998	LOUISE JOHNSON	PLF:	THE JERNIGAN LAW FIRM
EB	v		RALEIGH, N.C.
9:00	N.C. DEPARTMENT OF PUBLIC		
ADM	SAFETY/DEPARTMENT OF		-----
APP	CORRECTION		PRO SE.
	(CORVEL CORPORATION)	DFT:	N.C. DEPARTMENT OF JUSTICE
			RALEIGH, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
TAMMY R. NANCE, COMMISSIONER
WILLIAM H. SHIPLEY, DEPUTY COMMISSIONER

MONDAY, APRIL 24, 2017

9:00 A.M.

RALEIGH, NORTH CAROLINA

15-057133 LESTER SMITH
PB v
9:00 CAROLINA FREIGHTWAYS, INC.
NATIONAL INTERSTATE
INSURANCE

PLF: OXNER + PERMAR
RALEIGH, N.C.

DFT: WILSON & RATLEDGE
RALEIGH, N.C.

14-723531 JOHN BULL
MS v
9:00 NORTH CAROLINA FARM
BUREAU

PLF: DRAPER & WAGNER
WINSTON-SALEM, N.C.

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

15-023770 JAMES MORGAN
TP v
9:00 COMPASSROCK REAL ESTATE
FEDERAL INSURANCE COMPANY
(GALLAGHER BASSETT
SERVICES, INC.)

PLF: OXNER + PERMAR
RALEIGH, N.C.

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