

Michael F. Easley, Governor  
Buck Lattimore, Chairman



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 April 18 & 20, 2005, all motions, requests for continuances, and telephone inquiries should be directed to the attention of David Stahl, Agency Legal Specialist to Commissioner Pamela T. Young, Dobbs Building, 430 N. Salisbury Street, Raleigh, North Carolina 27611. The telephone number for David Stahl is (919) 807-2514. 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 Linda Langdon, 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:

APRIL 18, & 20, 2005  
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. 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

A handwritten signature in cursive script that reads "Linda D. Langdon".

Linda D. Langdon  
Docket Director

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW DOCKET

PAMELA T. YOUNG-CHAIR  
BERNADINE S. BALLANCE, COMMISSIONER  
CHRISTOPHER SCOTT, COMMISSIONER

MONDAY, APRIL 18, 2005

9:30 A.M.

RALEIGH, NORTH CAROLINA

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235946 JDE 9:30	RICHARD TEMARES v ORTHOPAEDIC SERVICES CO. OF RALEIGH ACIC/REM	PLF: LEDBETTER & TITSWORTH CARY, N.C.  DFT: CRANFILL SUMNER & HARTZOG WILMINGTON, N.C.
221884 BD 9:30	JOYCE GUYE v DEVIPRYA LLC, D/B/A HOWARD JOHNSON'S EXPRESS INN OF WILMINGTON OHIO CASUALTY GROUP	PLF: HEDRICK & MORTON WILMINGTON, N.C.  DFT: CRANFILL SUMNER & HARTZOG WILMINGTON, N.C.
191624 312747 RR 9:30	THELMA O. HARDISON v RUBBERMAID CLEANING PRODUCTS THE PHOENIX INSURANCE CO.	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.
231416 KL 9:30	MITCHELL MOORE v BADCOCK HOME FURNITURE STATE FARM FIRE & CASUALTY	PLF: PRO SE.  DFT: BROOKS STEVENS & POPE CARY, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW            DOCKET

MONDAY, APRIL 18, 2005

1:30 P.M.

RALEIGH, NORTH CAROLINA

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231490     DAVID A. PEACE  
232148             v  
BD         MOSES CONE HEALTH SYSTEM  
1:30         SELF-INSURED

PLF:   R. STEVE BOWDEN & ASSOCIATES  
         GREENSBORO, N.C.  
  
DFT:   SMITH MOORE  
         GREENSBORO, N.C.

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266596     HOWARD H. PIERCE, SR.  
266603             v  
MC         FLUOR DANIEL  
1:30         CONTINENTAL CASUALTY CO.

PLF:   KATHLEEN G. SUMNER  
         GREENSBORO, N.C.  
  
DFT:   TEAGUE CAMPBELL DENNIS &  
         GORHAM, RALEIGH, N.C.

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NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW DOCKET

PAMELA T. YOUNG, CHAIR  
BERNADINE S. BALLANCE, COMMISSIONER  
CHRISTOPHER SCOTT, COMMISSIONER

WEDNESDAY, APRIL 20, 2005

9:30 A.M.

RALEIGH, NORTH CAROLINA

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325885 GEORGE BRIDSCHGE

PH

v

9:30

CLARK ELECTRIC  
BUILDERS MUTUAL

PLF: HARDISON & LEONE  
RALEIGH, N.C.

DFT: LEWIS & ROBERTS  
RALEIGH, N.C.

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354662 DAVID MARKHAM

JDE

v

9:30

DELTA GLOBAL SERVICES  
ACE USA

PLF: THE LAW OFFICE OF JAMES SCOTT  
FARRIN, DURHAM, N.C.

DFT: LEWIS & ROBERTS  
RALEIGH, N.C.

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115564 VIRGIL LESANE

BH

v

9:30

SUTTON MASONRY  
DENNIS INSURANCE GROUP  
AND/OR  
THE NORTH CAROLINA INSURANCE  
GUARANTY ASSOCIATION

PLF: LAW OFFICES OF DOUGLAS HARRIS  
GREENSBORO, N.C.

DFT: ORBOCK BOWDEN RUARK & DILLARD  
WINSTON-SALEM, N.C.

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273224 WILLIE MCCADEN

RR

v

9:30

LEGGETT & PLATT  
SELF-INSURED

PLF: CURRIN & DUTRA  
OXFORD, N.C.

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

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

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW DOCKET

WEDNESDAY, APRIL 20, 2005

1:30 P.M.

RALEIGH, NORTH CAROLINA

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273422 MICHELLE R. BARRON  
PH v  
1:30 SAM'S CLUB/WAL-MART  
SELF-INSURED

PLF: THE POPE LAW FIRM  
JACKSONVILLE, N.C.

DFT: YOUNG MOORE & HENDERSON  
RALEIGH, N.C.

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291468 JUDY CEBALLOS  
PB v  
1:30 INTREPID COMPANIES, INC.  
AMERICAN CASUALTY INS CO.

PLF: LYNDON R. HELTON  
HICKORY, N.C.

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

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FCCALENDAR2005APRIL1820/022705