

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 April 19, 21 & 26, 2005, all motions, requests for continuances, and telephone inquiries should be directed to the attention of David Stahl, Agency Legal Specialist to Commissioner Thomas Bolch, Dobbs Building, 430 N. Salisbury Street, Raleigh, North Carolina 27611. The telephone number for Mr. 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 19, 21 & 26, 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

THOMAS J. BOLCH-CHAIR (SUBSTITUTING FOR BUCK LATTIMORE, CHAIRMAN)
DIANNE C. SELLERS, COMMISSIONER
LAURA K. MAVRETIC, COMMISSIONER

TUESDAY, APRIL 19, 2005

9:30 A.M. RALEIGH, NORTH CAROLINA

142239	THEODORE HOLDER	PLF:	YOUNCE VTIPIL & BRADFORD
322797	v		RALEIGH, N.C.
386007	NC DEPARTMENT OF CORRECTION	DFT:	NC ATTORNEY GENERAL'S OFFICE
RR	SELF-INSURED		MARC X. SNEED, RALEIGH, N.C.
9:30			
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386497	GEORGE R. WILLIAMS	PLF:	PRATHER LAW FIRM
PH	v		RALEIGH, N.C.
9:30	ROSES STORES	DFT:	LEWIS & ROBERTS
	HEWITT COLEMAN & ASSOCIATES		RALEIGH, N.C.
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313427	CHRISTIE E. CARTER	PLF:	BRENT ADAMS & ASSOCIATES
TS	v		SANFORD, N.C.
9:30	ASPLUNDH TREE EXPERT CO.	DFT:	CRANFILL SUMNER & HARTZOG
	LIBERTY MUTUAL INSURANCE CO.		RALEIGH, N.C.
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320452	MARY ANN SCHUPP	PLF:	PRO SE.
BD	v		
9:30	CAPE FEAR MEDICAL CENTER	DFT:	MORRIS YORK WILLIAMS SURLES &
	SELF-INSURED		BARRINGER, CHARLOTTE, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

TUESDAY, APRIL 19, 2005

1:30 P.M. RALEIGH, NORTH CAROLINA

124864 DEBBIE DRIGGERS
PB v
1:30 CENTRAL CHURCH OF GOD
 GUIDE ONE INSURANCE

PLF: SUMWALT LAW FIRM
 CHARLOTTE, N.C.

DFT: LEWIS & ROBERTS
 CHARLOTTE, N.C.

175332 TERESA COLLINS
MC v
1:30 UNIFI, INC.
 SELF-INSURED

PLF: FRANKLIN SMITH
 ELKIN, N.C.

DFT: OGLETREE DEAKINS NASH SMOAK &
 STEWART, GREENSBORO, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

THOMAS J. BOLCH-CHAIR (SUBSTITUTING FOR BUCK LATTIMORE, CHAIRMAN)
DIANNE C. SELLERS, COMMISSIONER
LAURA K. MAVRETIC, COMMISSIONER

THURSDAY, APRIL 21, 2005

9:30 A.M. RALEIGH, NORTH CAROLINA

073083 AP 9:30	DENNIS REIFSNIDER v CAPITOL CITY INDUSTRIAL HANOVER INSURANCE CO.	PLF: SHIPMAN & ASSOCIATES WILMINGTON, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, WILMINGTON, N.C.
970995 DB 9:30	JUDITH PALMER v CLEVELAND COUNTY HEADSTART PMA INSURANCE GROUP	PLF: DEVORE ACTON & STAFFORD CHARLOTTE, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
208496 BH/NT 9:30	CARLOS ZAMBRANO v DAJO CORPORATION D/B/A PARTY SUPPLIERS CASUALTY RECIPROCAL EXCHANGE AND/OR NORTH CAROLINA INSURANCE GUARANTY ASSOCIATION	PLF: PRO SE. DFT: YOUNG MOORE & HENDERSON RALEIGH, N.C.
310772 MC 9:30	TRUDY K. QUINBY v FOOD LION, INC. SELF-INSURED	PLF: ROBERTS LAW FIRM GASTONIA, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
229317 PB 9:30	CHARLES GUYTON v SILVER WINGS TRANSPORT DENNIS INSURANCE GROUP	PLF: HESTER GRADY & HESTER ELIZABETHTOWN, N.C. DFT: CRANFILL SUMNER & HARTZOG WILMINGTON, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

THURSDAY, APRIL 21, 2005

1:30 P.M. RALEIGH, NORTH CAROLINA

010380 DB 1:30	LUCY PHELPS, WIDOW OF JIMMY PHELPS, DECEASED v STANDARD ENGINE PARTS, INC. KEMPER INSURANCE CO. AND/OR RELIANCE INSURANCE CO. AND/OR KEMPER INSURANCE CO. NORTH CAROLINA INSURANCE GUARANTY ASSOCIATION AND/OR NORTH CAROLINA SELECTIVE FUND AND/OR NORTH CAROLINA SELF-INSURED GUARANTY ASSOCIATION (MAVRETIC, SCOTT & YOUNG)	PLF: GANLY & RAMER ASHEVILLE, N.C. DFT: MORRIS YORK WILLIAMS SURLES & BARRINGER, CHARLOTTE, N.C. ----- CRANFILL SUMNER & HARTZOG CHARLOTTE, N.C. ----- HEDRICK EATMAN GARDNER & KINCHELOE , CHARLOTTE, N.C. ----- NELSON MULLINS RILEY & SCARBOROUGH, RALEIGH, N.C. ----- JOHNSTON ALLISON & HORD CHARLOTTE, N.C. ----- STUART LAW FIRM RALEIGH, N.C.
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111573 PB 1:30	EMMA JANE NORRIS, WIDOW OF EVERETT LEE NORRIS, DEC'D v MYRTLE DESK COMPANY AETNA LIFE & CASUALTY CO. (BOLCH, SELLERS & MAVRETIC)	PLF: SCUDDER & HEDRICK RALEIGH, N.C. DFT: MARSHALL WILLIAMS & GORHAM WILMINGTON, N.C.
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NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

THOMAS J. BOLCH-CHAIR (SUBSTITUTING FOR BUCK LATTIMORE, CHAIRMAN)
DIANNE C. SELLERS, COMMISSIONER
LAURA K. MAVRETIC, COMMISSIONER

TUESDAY, APRIL 26, 2005

9:30 A.M. RALEIGH, NORTH CAROLINA

168916 DONNIE ROYSTER
169248 v
CS/NT WARREN HILL NURSING CENTER
(ADM APP) ROYAL & SUNALLIANCE
9:30

PLF: WILLIAM GOLDSTON
DURHAM, N.C.

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

277435 DURRELL SIMPSON
SG/NT v
(ADM APP) GENPAK
9:30 SELF-INSURED

PLF: PRO SE.

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

EC- DANIEL ROSS
00007 v
(ADM APP) STATE OF NORTH CAROLINA
9:30

PLF: PRO SE.

DFT: NC DEPARTMENT OF JUSTICE
ROBERT T. HARGETT, RALEIGH, N.C.

TA-18077 DANNY JOE HUBBARD
BB v
(ADM APP) NC DEPARTMENT OF CORRECTION
9:30

PLF: C. GARY TRIGGS
MORGANTON, N.C.

DFT: NC DEPARTMENT OF JUSTICE
RICHARD L. HARRISON, RALEIGH, N.C.
