Beverly Eaves Perdue, Governor
Pamela T. Young, Chair

Bernadine S. Ballance, Commissioner
Laura K. Mavretic, Commissioner
Danny L. McDonald, Commissioner
Staci Meyer, Commissioner
Christopher Scott, Commissioner
Dianne C. Sellers, 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 20, 22, and 24, 2009, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Meredith Henderson, Agency Legal Specialist to Chair Pamela T. Young, Commissioner Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for is (919) 807-2674

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:

APRIL 20, 22 & 24, 2009
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. 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 D. Langdon

Linda D. Langdon

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

PAMELA T. YOUNG, CHAIR
BERNADINE S. BALLANCE, COMMISSIONER
STACI MEYER, COMMISSIONER

MONDAY, APRIL 20, 2009 9:30 A. M. RALEIGH, NORTH CAROLINA

392178 GH 9:30	EDWARD LEWIS v C & L TRUCKING OF MARTIN COUNTY LIBERTY MUTUAL INSURANCE CO.	PLF: DFT:	LAW OFFICES OF JAMES SCOTT FARRIN, DURHAM, N.C. MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.
468289 & 865170 BD 9:30	BERNITA HINES v COOPER STANDARD AUTOMOTIVE GALLAGHER BASSETT SERVICES AND/OR ST. PAUL TRAVELERS	PLF: DFT:	LAW OFFICE OF FAITH HERNDON DURHAM, N.C. CRANFILL SUMNER & HARTZOG RALEIGH, N.C. --- HEDRICK GARDNER KINCHELOE & GAROFALO, WILMINGTON, N.C.
541735 RR 9:30	WAYLAND PERRITTE v FOOD LION, LLC SELF-INSURED (RISK MANAGEMENT SERVICES, INC.)	PLF: DFT:	MCGOUGAN LAW FIRM TABOR CITY, N.C. HEDRICK GARDNER KINCHELOE & GAROFALO, WILMINGTON, N.C.
677965 JG 9:30	SANDRA BASILE v CHRIS'S OPEN HEARTH STEAK HOUSE KEY RISK INSURANCE COMPANY	PLF: DFT:	OXNER THOMAS & PERMAR GREENSBORO, N.C. BROOKS STEVENS & POPE CARY, N.C.
TA-19970 WT 9:30	JOHNNY STRINGFIELD v N.C. DEPARTMENT OF CORRECTION	PLF: DFT:	ERNEST J. WRIGHT JACKSONVILLE, N.C. N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.

(COURT RECESS)

(ORAL ARGUMENTS TO RESUME AT 1:30 P.M.

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MONDAY, APRIL 20, 2009 1:30 P.M. RALEIGH, NORTH CAROLINA

896298 AP 1:30	ANITA FLAUGHER v THE N.C. EYE BANK, INC. CINCINNATI INSURANCE CO.	PLF: DFT:	WALDEN & WALDEN WINSTON-SALEM, N.C. JONES HEWSON & WOOLARD CHARLOTTE, N.C.
793763 GH 1:30	MICHAEL DUNCAN v THOMAS JEFFERSON CLASSICAL ACADEMY ZENITH INSURANCE CO.	PLF: DFT:	LAW OFFICE OF JAMES S. WEIDNER, JR. CHARLOTTE, N.C. MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
551438 CS 1:30	TRACI M. PAXSON v DEVELOPMENTAL THERAPY ASSOCIATES FIRST COMP INSURANCE CO.	PLF: DFT:	PATTERSON HARKAVY CHAPEL HILL, N.C. MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
789826 RH 1:30	JOHNNY MCDOUGALD v HORN & HARDART, INC. D/B/A BOJANGLES/BOJANGLES RESTAURANTS, INC. AIG CLAIM SERVICES, INC. AND CRAWFORD & COMPANY	PLF: DFT:	PRO SE MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.

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STACI MEYER, COMMISSIONER

WEDNESDAY, APRIL 22, 2009 9:30 A.M. RALEIGH, NORTH CAROLINA

439721 PB 9:30	THERESA GEBHARDT v WAL-MART ASSOCIATES, INC. SELF-INSURED (CLAIMS MANAGEMENT)	PLF: DFT:	SCUDDER & HEDRICK RALEIGH, N.C. YOUNG MOORE & HENDERSON RALEIGH, N.C.
600113 PH 9:30	ALVIN B. EVANS v WILLIAM HEATH BUILDERS BUILDERS MUTUAL INS CO.	PLF: DFT:	PERRY & ASSOCIATES ROCKY MOUNT, N.C. LEWIS & ROBERTS RALEIGH, N.C.
589076 RH 9:30	THOMAS TOMMY LOCKLEAR v TIMOTHY L. DAVIS, JR. D/B/A TLD CONSTRUCTION CO. ZURICH AMERICAN INSUSRANCE CO.	PLF: DFT:	ANTHONY D. GRIFFIN RED SPRINGS, N.C. WOMBLE CARLYLE SANDRIDGE & RICE, RALEIGH, N.C.
761908 BH 9:30	NANCY L. SPINKS v TECHNIMARK CMI OCTAGON	PLF: DFT:	CRUMLEY & ASSOCIATES ASHEBORO, N.C. TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
594944 WT 9:30	BRANDON FARENCE v COLPA-DOLCE, LLC D/B/A COMMUNICATION CONTRACTORS AND/OR EXCEL TOWER SERVICES, INC. TRAVELERS PROPERTY CASUALTY CO. OF AMERICA AND/OR AMERICAN INTERSTATE INSURANCE CO./AMERISAFE	PLF: DFT:	WHITE & STRADLEY RALEIGH, N.C. WOMBLE CARLYLE SANDRIDGE & RICE, WINSTON-SALEM, N.C. --- BROOKS STEVEN & POPE CARY, N.C. --- COLPA DOLCE LLC D/B/A COMMUNICATION CONTRACTORS, PRO SE

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

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WEDNESDAY, APRIL 22, 2009 1:30 P.M. RALEIGH, NORTH CAROLINA

666636	DOUGLAS J. ISRAEL	PLF:	GRIMES & TEICH
JD	v		ASHEVILLE, N.C.
1:30	THOMPSON MECHANICAL INC.		
	FEDERATED MUTUAL INSURANCE COMPANY	DFT:	HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
841545	SCENITHA PARKER	PLF:	CRUMLEY & ASSOCIATES
JG	v		CHARLOTTE, N.C.
1:30	PALM HARBOR HOMES INC.		
	AMERICAN HOME ASSURANCE CO.	DFT:	HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
597608	STEVEN CHARLES GOLDEN	PLF:	PATTERSON HARKAVY
PB	v		CHAPEL HILL, N.C.
1:30	WAFFLE HOUSE		
	SELF-INSURED (BRENTWOOD SERVICES)	DFT:	HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
893380	ROBERT S. PILOT	PLF:	PRO SE
JG	v		
1:30	PETSMART, INC.		
	TRAVELERS	DFT:	HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.

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FRIDAY, APRIL 24, 2009 — 9:30 A.M. RALEIGH, NORTH CAROLINA

807038 & PH-1975 RWR 9:30	KEVIN MCCRAY v STANLEY THORNE D/B/A SOUTHERN CONVEYOR INSTALLATION NON-INSURED AND SYSTEM SOLUTIONS OF KENTUCKY, INC. PRAETORIAN INS CO, C/O MIDWESTERN INSURANCE ALLIANCE NORTH CAROLINA INDUSTRIAL COMMISSION v STANLEY THORNE D/B/A SOUTHERN CONVEYOR INSTALLATION NON-INSURED AND SYSTEM SOLUTIONS OF KENTUCKY, INC. PRAETORIAN INS CO, C/O MIDWESTERN INSURANCE ALLIANCE	PLF: DFT:	SCUDDER & HEDRICK RALEIGH, N.C. --- N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C. STANLEY THORNE D/B/A SOUTHERN CONVEYOR INSTALLATION, PRO SE --- HENSON & TALLEY GREENSBORO, N.C. --- POYNER & SPRUILL ROCKY MOUNT, N.C.
828624 & 843762 AP 9:30	ELIO RODRIGUEZ v RALEIGH CUSTOM CARPENTRY & REMODELING STONEWOOD INSURANCE CO.	PLF: DFT:	CHRISTINA RIVENBARK & ASSOCIATES GARNER, N.C. BROOKS STEVENS & POPE CARY, N.C.
025875 JG 9:30	BRENDA L. GALBRAITH v HOME DEPOT SUPPLY, INC. SEDGWICK CMS	PLF: DFT:	OXNER THOMAS & PERMAR BURLINGTON, N.C. HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
431665 RR 9:30	JOY A. GAGLE v MURPHY BROWN GALLAGHER BASSETT	PLF: DFT:	POISSON POISSON & BOWER WADESBORO, N.C. LEWIS & ROBERTS RALEIGH, N.C.

(COURT RECESS)
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FRIDAY, APRIL 24, 2009 1:30 P.M. RALEIGH, NORTH CAROLINA

623714	KEITH ALLEN JACKSON	PLF:	RANDY D. DUNCAN
MG	v		HICKORY, N.C.
1:30	CAROLINA MILLS INC.		
	LIBERTY MUTUAL INSURANCE COMPANY	DFT:	CRANFILL SUMNER & HARTZOG CHARLOTTE, N.C.

345922	CAROLYN NICHOLS	PLF:	KEN WAYNE & ASSOCIATES
RR	v		CHARLOTTE, N.C.
1:30	SPHERION CORPORATION		
	AMERICAN HOME ASSURANCE CO.	DFT:	RUDISILL WHITE & KAPLAN CHARLOTTE, N.C.

562452	RODERICK MILES	PLF:	THE BOLLINGER LAW FIRM
CS	v		CHARLOTTE, N.C.
1:30	NANO-TEX, INC.		
	TRAVELERS PROPERTY CASUALTY COMPANY OF AMERICA	DFT:	ORBOCK RUARK & DILLARD WINSTON-SALEM, N.C.