

Mike Causey, Commissioner of Insurance  
Philip A. Baddour, III, Chair  
Myra L. Griffin, Vice-Chair



Charlton L. Allen, Commissioner  
Christopher C. Loutit, Commissioner  
Yolanda K. Stith, Commissioner

## North Carolina Industrial Commission

April 18, 2019

### 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 11 NCAC 23A .0701(h) or Rule 11 NCAC 23B .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:

**JUNE 4, 11, AND 25, 2019**  
**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 11 NCAC 23A .0108 for workers' compensation cases, or Rule 11 NCAC 23B .0104 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 Rachel Brunswig, Law Clerk to Vice-Chair Myra L. Griffin, Dobbs Building, 1236 Mail Service Center, Raleigh, North Carolina 27699-1236. The telephone number for Ms. Brunswig is (919) 807-2568, and the electronic mail address is [rachel.brunswig@ic.nc.gov](mailto:rachel.brunswig@ic.nc.gov).

ALL BRIEFS AND FORMS 44 must be filed in accordance with Rule 11 NCAC 23A .0108 for workers' compensation cases or Rule 11 NCAC 23B .0104 for tort cases. For help with EDFP 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  
Emily M. Baucom  
Clerk of the Industrial Commission

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW            DOCKET

MYRA L. GRIFFIN, CHAIR OF PANEL  
PHILIP A. BADDOUR, III, CHAIR  
CHRISTOPHER C. LOUITT, COMMISSIONER

TUESDAY, JUNE 4, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

17-773306    MARTHA LOPEZ HERNANDEZ  
DS    v.  
9:30            MURPHY BROWN, LLC  
                    SELF-INSURED  
                    (ESIS)

PLF: KROMPECHER LAW FIRM  
RALEIGH, NC

DFT: MIDKIFF MUNCIE & ROSS  
RALEIGH, NC

17-020539    JOYCE PADGETT  
                    v.  
&    v.  
17-029958    FC RHA GROUP, LLC D/B/A  
TP    RHA HEALTH SERVICES  
9:30            HARTFORD CASUALTY INSURANCE  
                    COMPANY

PLF: RIDDLE & BRANTLEY  
GOLDSBORO, NC

DFT: SIZEMORE MCGEE  
ASHEVILLE, NC

16-020280    JEHAD AL SAMMAN  
AM    v.  
9:30            PROFESSIONAL MAINTENANCE  
                    COMPANY, INC.  
                    AMERICAN INTERSTATE INSURANCE  
                    COMPANY

PLF: PRO SE.

DFT: HEDRICK GARDNER KINCHELOE &  
GAROFALO, RALEIGH, NC

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW DOCKET

MYRA L. GRIFFIN, CHAIR OF PANEL  
PHILIP A. BADDOUR, III, CHAIR  
CHRISTOPHER C. LOUITT, COMMISSIONER

TUESDAY, JUNE 11, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

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17-050887	KECIA JOHNSON	PLF:	OXNER + PERMAR
MS	v.		GREENSBORO, NC
9:30	HOME LOVING SENIOR CARE, INC.	DFT:	ORBOCK RUARK & DILLARD
	CAROLINA MUTUAL INSURANCE		WINSTON-SALEM, NC
	C/O ISURITY		
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17-025826	JUSTIN R. HATHAWAY	PLF:	LAW OFFICES OF MICHAEL A. DEMAYO
DMH	v.		CHARLOTTE, NC
9:30	LACAT, INC.	DFT:	HEDRICK GARDNER KINCHELOE &
	TRAVELERS PROPERTY CASUALTY		GAROFALO, CHARLOTTE, NC
	COMPANY OF AMERICA		
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13-762104	ROBIN KLUTTZ-ELLISON	PLF:	SHELBY PETHEL & HUDSON
&	v.		SALISBURY, NC
15-730144	NOAH'S PLAYLOFT PRESCHOOL	DFT:	HEDRICK GARDNER KINCHELOE &
JT	ERIE INSURANCE GROUP		GAROFALO, CHARLOTTE, NC
9:30			

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NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW          DOCKET

MYRA L. GRIFFIN, CHAIR OF PANEL  
PHILIP A. BADDOUR, III, CHAIR  
CHRISTOPHER C. LOUITT, COMMISSIONER

TUESDAY, JUNE 25, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

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17-050139 BRANDON C. DENNIS  
TY                    v.  
9:30            PRECISION FRANCHISING, INC.  
                  FIRST BENEFITS INSURANCE  
                  MUTUAL, INC.

PLF: DAGGETT SHULER  
      WINSTON-SALEM, NC  
  
DFT: TEAGUE CAMPBELL DENNIS &  
      GORHAM, RALEIGH, NC

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TA-25879 STEVEN R. CANIPE AS  
JG                    ADMINISTRATOR OF THE ESTATE  
9:30            OF STEVEN RAY CANIPE, JR.  
                  v.  
                  NC DEPARTMENT OF TRANSPORTATION

PLF: THE LAW OFFICE OF THOMAS D.  
      BUMGARDNER, CHARLOTTE, NC  
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      THE ROBERTS LAW FIRM  
      GASTONIA, NC  
  
DFT: NC DEPARTMENT OF JUSTICE  
      ASHEVILLE, NC

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16-009230 JOHN O. WILKERSON  
LG                    v.  
9:30            GOODYEAR TIRE & RUBBER COMPANY  
                  LIBERTY MUTUAL INSURANCE  
                  COMPANY

PLF: LAW OFFICES OF KATHLEEN G.  
      SUMNER, HAMPSTEAD, NC  
  
DFT: HEDRICK GARDNER KINCHELOE &  
      GAROFALO, RALEIGH, NC

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