

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 June 7, 9, and 10, 2010, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Megan Jost, Law Clerk to Commissioner Dianne C. Sellers, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Jost is (919) 807-2524. 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:

**JUNE 7, 9 & 10, 2010  
DOBBS BUILDING  
SECOND FLOOR, ROOM 2173  
430 NORTH SALISBURY STREET  
RALEIGH, NC 27603**

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

Linda Langdon  
Docket Director

Docket Section • 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

DIANNE C. SELLERS, PANEL CHAIR  
DANNY L. MCDONALD, COMMISSIONER  
STACI MEYER, COMMISSIONER

MONDAY, JUNE 7, 2010 9:00 A.M. RALEIGH, NORTH CAROLINA

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TA-19905 GG 9:00	WILLIAM R. NUNN v N.C. DEPARTMENT OF CORRECTION	PLF: N.C. PRISONER LEGAL SERVICES RALEIGH, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
089809 & 020573 BH 9:00	ROBERT BALDUS v MAC SIGN COMPANY INC. ACCIDENT FUND INSURANCE COMPANY OF AMERICA	PLF: HARDISON & ASSOCIATES RALEIGH, N.C. DFT: MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.
089198 BH 9:00	JAMES ERVAN HEINZ v AMERISOURCEBERGEN/ ADVOCATE RX HARTFORD SPECIALTY RISK SERVICES	PLF: G. LES BURKE SOUTHERN PINES, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
765713 KL 9:00	AMANDA MINOR v UNITED HEALTH SERVICES, INC. TRAVELERS INSURANCE COMPANY OF ILLINOIS	PLF: RICCI LAW FIRM GREENVILLE, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, WILMINGTON, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION  
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DIANNE C. SELLERS, PANEL CHAIR  
DANNY L. MCDONALD, COMMISSIONER  
STACI MEYER, COMMISSIONER

MONDAY, JUNE 7, 2010

1:30 P.M.

RALEIGH, NORTH CAROLINA

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693582 & 764219 VH 1:30	BEVERLY BERTHELOT v MOUNTAIN AREA HEALTH EDUCATION CENTER, INC. FARMINGTON CASUALTY COMPANY (TRAVELERS) AND THE HARTFORD	PLF: GANLY & RAMER ASHEVILLE, N.C.  DFT: JONES HEWSON & WOOLARD CHARLOTTE, N.C.
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582312 KL 1:30	P.K. PRICE v MENTAL HEALTH ASSOCIATION CINCINNATI INSURANCE CO.	PLF: GANLY & RAMER ASHEVILLE, N.C.  DFT: JONES HEWSON & WOOLARD CHARLOTTE, N.C.
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W23660 BH 1:30	FRANK BARKER v CITY OF CHARLOTTE (SELF-INSURED)	PLF: THE SUMWALT LAW FIRM CHARLOTTE, N.C.  DFT: JONES HEWSON & WOOLARD CHARLOTTE, N.C.
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791097 GG 1:30	RONALD STEPHAN v RUDDICK CORP PHOENIX INSURANCE CO.	PLF: THE SUMWALT LAW FIRM CHARLOTTE, N.C.  DFT: MULLEN HOLLAND & COOPER GASTONIA, N.C.

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DIANNE C. SELLERS, PANEL CHAIR  
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STACI MEYER, COMMISSIONER

WEDNESDAY, JUNE 9, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

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978106 TS 9:00	JOHN CARL ROSENBERGER v CITY OF RALEIGH (PMA)	PLF: YOUNCE & VTIPIL RALEIGH, N.C.  DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
TA-19297 PB 9:00	DIANE THOMAS v CHARLOTTE-MECKLENBURG BOARD OF EDUCATION	PLF: THE LAW OFFICE OF ALLEN MILLS RALEIGH, N.C.  DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
791725 KL 9:00	TOMIKA CLEMONS (GRANT) v TANDEM, INC. THE PMA INSURANCE GROUP	PLF: LAW OFFICE OF JAMES SCOTT FARRIN DURHAM, N.C.  DFT: MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.
TA-19424 SG 9:00	CAMERON SCHNEIDER, A MINOR, BY AND THROUGH CARMEN L. SCHNEIDER, GAL, AND CARMEN L. SCHNEIDER, INDIVIDUALLY, v N.C. DEPARTMENT OF TRANSPORTATION	PLF: COLLINS & MAREADY JACKSONVILLE, N.C.  DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
772924 PB 9:00	ANTHONY JOHNSON v OLD DOMINION FREIGHT LINE INC. SELF-INSURED	PLF: PRO SE  DFT: SMITH MOORE LEATHERWOOD GREENSBORO, N.C.

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

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DIANNE C. SELLERS, PANEL CHAIR  
DANNY L. MCDONALD, COMMISSIONER  
STACI MEYER, COMMISSIONER

WEDNESDAY, JUNE 9, 2010

1:30 P.M.

RALEIGH, NORTH CAROLINA

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991655	CRAIG NIGRELLI	PLF:	CROSSWHITE CROSSWHITE ASHLEY
RR	v		JOHNSON & ALLEN, STATESVILLE, N.C.
1:30	STAFFMASTERS		
	ZURICH AMERICAN CASUALTY CO.	DFT:	HEDRICK GARDNER KINCHELOE &
	(GALLAGHER BASSETT SERVICES, INC.)		GAROFALO, CHARLOTTE, N.C.

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991655	CRAIG NIGRELLI	PLF:	CROSSWHITE CROSSWHITE ASHLEY
PY	v		JOHNSON & ALLEN, STATESVILLE, N.C.
ADM	STAFFMASTERS		
APP	ZURICH AMERICAN CASUALTY CO.	DFT:	HEDRICK GARDNER KINCHELOE &
1:30	(GALLAGHER BASSETT SERVICES, INC.)		GAROFALO, CHARLOTTE, N.C.

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487070	JOHN SALVIE	PLF:	LAW OFFICE OF SETH M. BERNANKE
SG	v		CHARLOTTE, N.C.
1:30	MEDICAL CENTER PHARMACY OF		
	CONCORD, INC.	DFT:	PRATHER LAW FIRM
	AIMCO MUTUAL INSURANCE CO.		RALEIGH, N.C.

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HEDRICK GARDNER KINCHELOE &  
GAROFALO, CHARLOTTE, N.C.

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DIANNE C. SELLERS, PANEL CHAIR  
DANNY L. MCDONALD, COMMISSIONER  
STACI MEYER, COMMISSIONER

THURSDAY, JUNE 10, 2010 1:30 P.M. RALEIGH, NORTH CAROLINA

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862374 RWR 1:30	LORENE C. LAWRENCE v CV INDUSTRIES AEGIS ADMINISTRATIVE SERVICES	PLF: THE SASSER LAW FIRM CHARLOTTE, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, ASHEVILLE, N.C.
779364 JD 1:30	ADELA ALCANTAR v HARDEE'S THE PHOENIX INSURANCE CO.	PLF: LAW OFFICE OF MARK T. ATKINSON WINSTON-SALEM, N.C. DFT: GOLDING HOLDEN & POPE CHARLOTTE, N.C.
362266 RR 1:30	ALBERT WILLOUGHBY v DIXIE LAWN CARE SERVICES SYNERGY COVERAGE SOLUTIONS	PLF: POISSON POISSON BOWER & CLODFELTER, WADESBORO, N.C. DFT: DICKIE MCCAMEY & CHILCOTE CHARLOTTE, N.C.

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