

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 14, 16, and 18, 2010, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Monica Jackson, Law Clerk to Commissioner Bernadine S. Ballance, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Jackson is (919) 807-2647. 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 14, 16 & 18, 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

BERNADINE S. BALLANCE, CHAIR PANEL
LAURA K. MAVRETIC, COMMISSIONER
CHRISTOPHER SCOTT, COMMISSIONER

MONDAY, JUNE 14, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

194512	WILLIE CAIN	PLF:	LAURA S. JENKINS
BH	v		RALEIGH, N.C.
9:00	INGERSOLL RAND	DFT:	MCANGUS GOUDELOCK & COURIE
	GALLAGHER BASSETT SERVICES		RALEIGH, N.C.

197610	STEVEN CHAFFIN	PLF:	PATTERSON HARKAVY
PH	v		CHAPEL HILL, N.C.
9:00	MASTEC NORTH AMERICA, INC.	DFT:	HEDRICK GARDNER KINCHELOE
	D/B/A ADVANCED TECHNOLOGIES		GAROFALO, RALEIGH, N.C.
	ACE USA/ESIS		

799432	CLIFFORD SCHMIDT	PLF:	THE DEUTERMAN LAW GROUP
BH	v		GREENSBORO, N.C.
9:00	N.C. DEPARTMENT OF TRANSPORTATION	DFT:	N.C. DEPARTMENT OF JUSTICE
	(SELF-INSURED)		RALEIGH, N.C.

765817	SHERRY NELDON	PLF:	THE DEUTERMAN LAW GROUP
PH	v		GREENSBORO, N.C.
9:00	CARNES INC. D/B/A ZAXBY'S	DFT:	HEDRICK GARDNER KINCHELOE &
	HARTFORD COMPANY		GAROFALO, CHARLOTTE, N.C.

882533	JOHN WARDEN	PLF:	LING & FARRAN
MG	v		GREENSBORO, N.C.
9:00	AIR TREATMENT, INC.	DFT:	LEWIS & ROBERTS
	STONEWOOD INSURANCE CO.		RALEIGH, N.C.

481670	AMY W. PRUITT	PLF:	PRO SE
JG	v		
9:00	JBS COMPANY, INC./LIBBY HILL	DFT:	BROTHERTON FORD YEOMAN &
	RESTAURANT		BERRY, GREENSBORO, N.C.
	THE HARTFORD UNDERWRITERS		

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

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MONDAY, JUNE 14, 2010

1:30 P.M.

RALEIGH, NORTH CAROLINA

792425 BD 1:30	MICHAEL E. CURTIS v GAINES MOTOR LINES, INC. THE HARTFORD	PLF: RICHARD B. HARPER SYLVA, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
817786 BD 1:30	KIMBERLY R. JAMES v UNIVERSITY OF NORTH CAROLINA AT CHARLOTTE KEY RISK MANAGEMENT SERVICES	PLF: CRUMLEY ROBERTS CONCORD, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
689389 BH 1:30	LISA M. STILLER v YMCA OF ROCKWELL VIRGINIA SURETY INSURANCE (FIRST COMP INSURANCE)	PLF: OXNER THOMAS & PERMAR GREENSBORO, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
466324 RH 1:30 RESET	JOHN WILLIAM MCGREW v N.C. DEPARTMENT OF CORRECTION CORVEL CORPORATION (SCOTT*, BALLANCE & MAVRETIC)	PLF: LAW OFFICES OF KATHLEEN G. SUMNER, GREENSBORO, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.

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WEDNESDAY, JUNE 16, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

194983 JG 9:00	VERNON J. TYLER v RHJ OF MOUNT AIRY, INC. AMERICAN INTERSTATE INSURANCE COMPANY	PLF: DAGGETT SHULER WINSTON-SALEM, N.C. DFT: CRANFILL SUMNER & HARTZOG CHARLOTTE, N.C.
709432 &	JEFFREY PARKER v BIG ROCK TRANSPORTATION, EMPLOYER ALTERNATIVES, LLC, EMPLOYER ALTERNATIVES OF PENNSYLVANIA, LLC, AND W.H. SERVICES/W.L. HARLAN FIRST COMP INSURANCE COMPANY AND NCME FUND, C/O ISURITY INSURANCE SERVICES	PLF: THE HODGMAN LAW FIRM GREENSBORO, N.C. ----- ROBERT A. LAUVER KERNERSVILLE, N.C. DFT: ORBOCK RUARK & DILLARD WINSTON-SALEM, N.C. ----- MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
888417 GG 9:00	FRANKLIN TODD BECK v ARTHUR WEISS D/B/A EMPLOYER ALTERNATIVES, LLC, AND NCME FUND, C/O ISURITY INSURANCE SERVICES; AND BIG ROCK TRANSPORTATION AND FIRST COMP INSURANCE COMPANY; AND W.L. HARLAN/W.H. SERVICES (UNINSURED)	----- W.L. HARLAN D/B/A W.H. SERVICES/ T.S.E. LOGISTICS, PRO SE ----- WILLIAM L. HARLAN, PRO SE
010064 JD 9:00	CAROLYN A. MYERS v EATON ELECTRICAL OLD REPUBLIC INSURANCE CO.	PLF: PRO SE DFT: KESTENBAUM LAW FIRM DURHAM, N.C.

CONTINUED

WEDNESDAY, JUNE 16, 2010, 9:00 A.M. -- CONTINUED

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CHRISTOPHER SCOTT, COMMISSIONER

WEDNESDAY, JUNE 16, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

W07971 VANESSA DALE DAVIDSON
RWR v
9:00 BELK, INC.
RISK ENTERPRISE MANAGEMENT

PLF: PRO SE

DFT: MOREAU & MARKS
CHARLOTTE, N.C.

884642 LINDA HAWKINS
MG v
9:00 N.C. DEPARTMENT OF REVENUE
RESET SELF-INSURED
(CORVEL CORPORATION)

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

DFT: N.C. DEPARTMENT OF JUSTICE
RALEIGH, N.C.

(SCOTT*, BALLANCE & MAVRETIC)

881892 ELDORADO BROWN
RH v
9:00 N.C. DEPARTMENT OF CORRECTION
RESET SELF INSURED
(CORVEL CORPORATION)

PLF: BRUMBAUGH MU & KING
JACKSONVILLE, N.C.

DFT: N.C. DEPARTMENT OF JUSTICE
RALEIGH, N.C.

(SCOTT*, BALLANCE & MAVRETIC)

COURT RECESS
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1:30 P.M.

RALEIGH, NORTH CAROLINA

841186	RAYMOND JOHNSON	PLF:	PRO SE
SM	v		
ADM	HENDRICK AUTOMOTIVE, INC.		
APP	SELF-INSURED	DFT:	OGLETREE DEAKINS NASH SMOAK &
1:30	(CHUBB SERVICES CORP)		STEWART, GREENSBORO, N.C.

(MAVRETIC*, SELLERS & SCOTT)

799632	PAMELA A. HENSLEY	PLF:	DANIEL LAW FIRM
PB	v		MORGANTON, N.C.
1:30	FERGUSON COPELAND, LTD.		
	EMPLOYERS INS CO OF WAUSAU	DFT:	HEDRICK GARDNER KINCHELOE &
			GAROFALO, CHARLOTTE, N.C.

664900	DAVID M. CHILDRES	PLF:	COX & GAGE
MG	v		MORGANTON, N.C.
ADM	TRIANGLE CONTRACTORS, INC.		
APP	STONEWOOD INSURANCE CO.	DFT:	YOUNG MOORE AND HENDERSON
1:30			RALEIGH, N.C.

TA-20313	DON RHEW	PLF:	CASEY GRIMSLEY & RAGALLER
SG	v		NAGS HEAD, N.C.
1:30	N.C. DEPARTMENT OF CORRECTION		
RESET	SELF-INSURED	DFT:	N.C. DEPARTMENT OF JUSTICE
	(CORVEL CORPORATION)		RALEIGH, N.C.

(SCOTT*, BALLANCE & MAVRETIC)

FULL COMMISSION
REVIEW DOCKET

BERNADINE S. BALLANCE, CHAIR PANEL
LAURA K. MAVRETIC, COMMISSIONER
CHRISTOPHER SCOTT, COMMISSIONER

FRIDAY, JUNE 18, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

889031 TOMMY FERGUSON
MG v
9:00 CENTIMARK CORPORATION
BROADSPIRE

PLF: THE RICCI LAW FIRM
GREENVILLE, N.C.

DFT: TEAGUE CAMPBELL DENNIS &
GORHAM, RALEIGH, N.C.

837820 MICHAEL ORMOND
RWR v
9:00 NIEL MEDICAL GROUP
(HILLCO LTD)
STONEWOOD INSURANCE CO.

PLF: MILLS & LEVINE
MOORESVILLE, N.C.

DFT: BROOKS STEVENS AND POPE
RALEIGH, N.C.

992336 WILLIAM H. LAFFEY
BH v
9:00 TOM JOHNSON CAMPING, INC.
STONEWOOD INSURANCE CO.

PLF: CECIL R. JENKINS, JR.
KANNAPOLIS, N.C.

DFT: BROOKS STEVENS AND POPE
RALEIGH, N.C.

255285 MARIO SEGURO-SUAREZ
GG v
9:00 SOUTHERN FIBER
KEY RISK INSURANCE CO.

PLF: PRICE SMITH HARGETT PETHO &
ANDERSON, CHARLOTTE, N.C.

DFT: PRATHER LAW FIRM
RALEIGH, N.C.