

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 June 29, July 12 & 13, 2006, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Chrystina Kesler, Agency Legal Specialist to Commissioner Dianne C. Sellers, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Kesler is (919) 807-2510. 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 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:

JUNE 29, JULY 12 & 13, 2006  
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

A handwritten signature in cursive script that reads "Linda D. Langdon".

Linda D. Langdon  
Docket Director

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW            DOCKET

DIANNE C. SELLERS-CHAIR  
BUCK LATTIMORE, CHAIRMAN  
THOMAS J. BOLCH, COMMISSIONER

THURSDAY, JUNE 29, 2006

9:30 A.M. RALEIGH, NORTH CAROLINA

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380197 & 401653 PB 9:30	RODNEY LYNN JOHNSON v URBAN DEVELOPMENT BUILDER' S MUTUAL	PLF: YOUNCE & VTIPIL RALEIGH, N.C.  DFT: LEWIS & ROBERTS RALEIGH, N.C.
441030 GH 9:30	DARYL STAGGS v INTERNATIONAL CARPET OUTLET, INC. NON-INSURED	PLF: YOUNCE VTIPIL & BRADFORD RALEIGH, N.C. ----- NC DEPARTMENT OF JUSTICE RALEIGH, N.C.
PH-1188 GH 9:30	NC INDUSTRIAL COMMISSION v INTERNATIONAL CARPET OUTLET, INC. NON-INSURED	DFT: CHRISTINA RIVENBARK & ASSOCIATES DURHAM, N.C.
351657 JDE 9:30	WILLIAM UPCHURCH v GOODYEAR TIRE & RUBBER CO. D/B/A KELLY SPRINGFIELD TIRE CO. LIBERTY MUTUAL INSURANCE CO.	PLF: LAW OFFICES OF KATHLEEN G. SUMNER, GREENSBORO, N.C.  DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
351615 GG 9:30	BILVIA SANDOVAL v PILLOWTEX CORP CRAWFORD & COMPANY	PLF: LAW OFFICES OF KATHLEEN G. SUMNER, GREENSBORO, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.

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

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DIANNE C. SELLERS-CHAIR  
BUCK LATTIMORE, CHAIRMAN  
THOMAS J. BOLCH, COMMISSIONER

THURSDAY, JUNE 29, 2006

1:30 P.M. RALEIGH, NORTH CAROLINA

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129434 GG 1:30	TERESA GOMEZ, INDIVIDUALLY, AND AS GUARDIAN AD LITEM FOR MADELINE JUAREZ-GOMEZ, PERLA JUAREZ-GOMEZ AND IVAN JUAREZ-GOMEZ AND CELESTE M. HARRIS AS GUARDIAN AD LITEM FOR ROXANNA NANCY JUAREZ  v SANDERS CONSTRUCTORS, INC. CNA INSURANCE COMPANY	PLF: CRUMLEY & ASSOCIATES WINSTON-SALEM, N.C.  DFT: JONE HEWSON & WOOLARD CHARLOTTE, N.C.
389357 PH 1:30	DENNIS FAULKENBERRY  v QUEEN CITY MANUFACTURING INC. THE HARTFORD	PLF: D. BAKER MCINTYRE CHARLOTTE, N.C.  DFT: MORRIS YORK WILLIAMS SURLES & BARRINGER, CHARLOTTE, N.C.
475213 MC 1:30	KEVIN M. WORLEY  v LEVITON MANUFACTURING TRAVELERS INSURANCE CO.	PLF: CAMERON M. FERGUSON BOONE, N.C.  DFT: ORBOCK BOWDEN RUARK & DILLARD WINSTON-SALEM, N.C.

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DIANNE C. SELLERS-CHAIR  
BUCK LATTIMORE, CHAIRMAN  
THOMAS J. BOLCH, COMMISSIONER

WEDNESDAY, JULY 12, 2006

9:30 A.M. RALEIGH, NORTH CAROLINA

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275587 AP 9:30	ANTON F. JURISIC v METHODIST COLLEGE, INC. THE HARTFORD INSURANCE CO.	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
393801 RH 9:30	LEMMIE HATCHER v MENLO WORLDWIDE FORWARDING ST PAUL TRAVELERS	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
447570 PH 9:30	JAMES B. ELIXSON v ADVANCED RESIDUALS MANAGEMENT, LLC BUILDERS MUTUAL INS CO.	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: LEWIS & ROBERTS RALEIGH, N.C.
208868 & 409038 AP 9:30	PATRICIA JOHNSON v RAJ INTERNATIONAL INV., INC. D/B/A HOLIDAY INN ZURICH INSURANCE	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: LEWIS & ROBERTS RALEIGH, N.C.
223064 RR 9:30	RANDLE HOWELL v LOWE'S SELF-INSURED SPECIALTY RISK SERVICES	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.

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

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DIANNE C. SELLERS-CHAIR  
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WEDNESDAY, JULY 12, 2006

1:30 P.M. RALEIGH, NORTH CAROLINA

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391052	EDITH MCCALL	PLF:	GANLY & RAMER
&	v		ASHEVILLE, N.C.
440087	IVY HILL HEALTH & RETIREMENT	DFT:	MCANGUS GOUDELOCK & COURIE
BH	PMA INSURANCE		CHARLOTTE, N.C.
1:30	AND/OR		-----
	THE PHOENIX INSURANCE CO.		NORTHRUP & MCCONNELL
	THE TRAVELERS		ASHEVILLE, N.C.
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372867	MARILYN LATTER	PLF:	ROBERT M. TALFORD
PH	v		CHARLOTTE, N.C.
1:30	LA PETITE ACADEMY	DFT:	MCANGUS GOUDELOCK & COURIE
	GALLAGHER-BASSETTE SERVICES,		CHARLOTTE, N.C.
	INC.		
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381934	PAUL HOUSER	PLF:	LAW OFFICES OF MICHAEL A. DEMAYO
RH	v		CHARLOTTE, N.C.
1:30	C.V. INDUSTRIES, INC.	DFT:	CRANFILL SUMNER & HARTZOG
	LIBERTY MUTUAL INSURANCE CO.		CHARLOTTE, N.C.

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