

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



Charlton L. Allen, Commissioner
James C. Gillen, Commissioner
Kenneth L. Goodman, Commissioner
Christopher C. Loutit, Commissioner

North Carolina Industrial Commission

May 15, 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:

**JULY 3, 10, AND 17, 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 Nikki Thompson Williams, Law Clerk to Commissioner James C. Gillen, Dobbs Building, 1236 Mail Service Center, Raleigh, North Carolina 27699-1236. The telephone number for Ms. Williams is (919) 807-2514, and the electronic mail address is nikki.thompson.williams@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

PHILIP A. BADDOUR, III, CHAIR
MYRA L. GRIFFIN, VICE-CHAIR
CHARLTON L. ALLEN, COMMISSIONER
JAMES C. GILLEN, CHAIR OF PANEL
KENNETH L. GOODMAN, COMMISSIONER
CHRISTOPHER C. LOUITT, COMMISSIONER

WEDNESDAY, JULY 3, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

PLEASE NOTE: WEDNESDAY, JULY 3, 2019, IS RESERVED FOR ANY CASES RESET BY ORDER OF THE FULL COMMISSION. IF YOU HAVE ANY QUESTIONS ABOUT WHETHER A CASE IS SET FOR HEARING ON THIS DATE, PLEASE CONTACT THE LAW CLERK LISTED ON THE FIRST PAGE OF THIS CALENDAR.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

JAMES C. GILLEN, CHAIR OF PANEL
PHILIP A. BADDOUR, III, CHAIR
CHRISTOPHER C. LOUTIT, COMMISSIONER

WEDNESDAY, JULY 10, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

18-009698 BD 9:30 ADM APP	KEITH WEST (DECEDENT), SHARON CASH WEST (WIFE), JESSICA WEST HAYES (DAUGHTER), RAYMOND WEST (SON), SHANNON STOCKS, DAYLON LASSITER v. HOYLE'S TIRE & AXLE, LLC TRAVELERS INDEMNITY COMPANY	PLF: HEMMINGS & STEVENS RALEIGH, NC ----- CLONINGER LAW OFFICES HENDERSON, NC ----- MAST MAST JOHNSON WELLS & TRIMYER, SMITHFIELD, NC ----- AMY BERRY LAW BURLINGTON, NC DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, NC

18-009698 BD 9:30	KEITH WEST (DECEDENT), SHARON CASH WEST (WIFE), JESSICA WEST HAYES (DAUGHTER), RAYMOND WEST (SON), SHANNON STOCKS, DAYLON LASSITER v. HOYLE'S TIRE & AXLE, LLC TRAVELERS INDEMNITY COMPANY	PLF: HEMMINGS & STEVENS RALEIGH, NC ----- CLONINGER LAW OFFICES HENDERSON, NC ----- MAST MAST JOHNSON WELLS & TRIMYER, SMITHFIELD, NC ----- AMY BERRY LAW BURLINGTON, NC DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, NC

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NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

JAMES C. GILLEN, CHAIR OF PANEL
PHILIP A. BADDOUR, III, CHAIR
CHRISTOPHER C. LOUTIT, COMMISSIONER

WEDNESDAY, JULY 10, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

17-807422	JAMES ROBERT BARRIER	PLF:	LAW OFFICE OF W. DANIEL GRIST
DMH	v.		CHARLOTTE, NC
9:30	CITY OF KANNAPOLIS		
	(COMPENSATION CLAIMS SOLUTIONS)		

			DEVORE ACTON & STAFFORD
			CHARLOTTE, NC
		DFT:	MCANGUS GOUDELOCK & COURIE
			WILMINGTON, NC

15-004685	TONY WINSTON	PLF:	ROBERTS LAW FIRM
JT	v.		GASTONIA, NC
9:30	MARY B. TURNER TRUCKING		
	COMPANY		
	ACCIDENT FUND INSURANCE	DFT:	MCANGUS GOUDELOCK & COURIE
	COMPANY OF AMERICA C/O		RALEIGH, NC
	THIRD COAST UNDERWRITERS		

REVIEW

DOCKET

CHRISTOPHER C. LOUITT, COMMISSIONER

WEDNESDAY, JULY 17, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

TA-26081 TAKESHA CHAMBERS MCKENZIE
DMH v.
9:30 ROWAN-SALISBURY SCHOOL
SYSTEM

PLF: OXENDINE BARNES & ASSOCIATES
RALEIGH, NC

UNDERWOOD LAW
RALEIGH, NC

DFT: NC DEPARTMENT OF JUSTICE
RALEIGH, NC

TA-25638 MICHAEL CREIGHTON
BD v.
9:30 BERTIE COUNTY BOARD
OF EDUCATION

PLF: RULOFF SWAIN HADDAD MORECOCK
TALBERT & WOODWARD
VIRGINIA BEACH, VA

DFT: NC DEPARTMENT OF JUSTICE
RALEIGH, NC

15-748468 TERRA S. WARD
LS v.
9:30 GGNSC ASHEVILLE, LLC
NEW HAMSPHIRE INSURANCE
COMPANY

PLF: THE MOORE LAW OFFICE
ASHEVILLE, NC

DFT: HEDRICK GARDNER KINCHELOE &
GAROFALO, CHARLOTTE, NC