

Beverly Eaves Perdue, Governor
Pamela T. Young, Chair



Bernadine S. Ballance, Commissioner
Linda Cheatham, Commissioner
Danny L. McDonald, Commissioner
Staci Meyer, Commissioner
Tammy R. Nance, Commissioner
Christopher Scott, 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 July 11, 13, and 17, 2012, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Amber Cronk, Law Clerk to Chair Pamela T. Young, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Cronk is (919) 807-2651. 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:

**JULY 11, 13 & 17, 2012
DOBBS BUILDING
SECOND FLOOR, ROOM 2173
430 NORTH SALISBURY STREET
RALEIGH, NORTH CAROLINA 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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

PAMELA T. YOUNG, CHAIR OF PANEL
DANNY L. MCDONALD, COMMISSIONER
STACI MEYER, COMMISSIONER

WEDNESDAY, JULY 11, 2012

9:00 A.M.

RALEIGH, NORTH CAROLINA

W59782	DANA SPEIGHT	PLF:	ANDERSON & ANDERSON
CS	v		RALEIGH, N.C.
9:00	LENOVO UNITED STATES	DFT:	LEWIS & ROBERTS
	ZURICH AMERICAN		RALEIGH, N.C.
	INSURANCE COMPANY		

W85125	EDWARD J. HUGHES	PLF:	LAW OFFICE OF JAMES SCOTT FARRIN
PB	v		DURHAM, N.C.
9:00	LOWE'S HOME CENTERS, INC.	DFT:	CRANFILL SUMNER & HARTZOG
	SELF-INSURED		RALEIGH, N.C.
	(SEDGWICK CMS)		

W66364	TOBY BARTON	PLF:	LUCAS DENNING & ELLERBE
CS	v		SELMA, N.C.
9:00	R.D. BRASWELL CONSTRUCTION CO.	DFT:	YOUNG MOORE AND HENDERSON
	WESTFIELD INSURANCE CO.		RALEIGH, N.C.

W35389	CHARLES PRICE	PLF:	MAST MAST JOHNSON WELLS
KML	v		TRIMYER, SMITHFIELD, N.C.
9:00	FROEHLING & ROBERTSON, INC.	DFT:	YOUNG MOORE AND HENDERSON
	WESTFIELD INSURANCE COMPANY		RALEIGH, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
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PAMELA T. YOUNG, CHAIR OF PANEL
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STACI MEYER, COMMISSIONER

WEDNESDAY, JULY 11, 2012

1:30 P.M.

RALEIGH, NORTH CAROLINA

586276 GH 1:30	DOUGLAS HOWARD v TOWN OF MURPHY N.C. LEAGUE OF MUNICIPALITIES	PLF: RICHARD B. HARPER SYLVA, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, ASHEVILLE, N.C.
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109587 MV 1:30	BARBARA PRIM v ASHE SERVICES FOR AGING, INC. UNITED HEARTLAND, INC.	PLF: HEDRICK KEPLEY BOONE, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, ASHEVILLE, N.C.
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W86208 &	MARK TATE v RICHARD LOFTUS & LORI LOFTUS D/B/A WEST POINT FARMS, NON-INSURED	PLF: ROBERT J. WILLIS RALEIGH, N.C. ----- N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
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PH-2621 AP 1:30	N.C. INDUSTRIAL COMMISSION v RICHARD LOFTUS & LORI LOFTUS D/B/A WEST POINT FARMS, NON-INSURED, AND RICHARD LOFTUS AND LORI LOFTUS, INDIVIDUALLY	DFT: THE DUNGAN LAW FIRM ASHEVILLE, N.C.
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875277 GG 1:30	DAVID MILLER MORGAN v MORGAN MOTOR COMPANY OF ALBEMARLE, INC. BRENTWOOD SERVICES ADMINISTRATORS, INC.	PLF: POISSON POISSON & BOWER WADESBORO, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
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NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
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PAMELA T. YOUNG, CHAIR OF PANEL
DANNY L. MCDONALD, COMMISSIONER
STACI MEYER, COMMISSIONER

FRIDAY, JULY 13, 2012

9:00 A.M.

RALEIGH, NORTH CAROLINA

962503 KAREN B. ACHANZAR
CS v
9:00 DUKE UNIVERSITY
SELF-INSURED

PLF: LENNON CAMAK & BERTICS
RALEIGH, N.C.

DFT: CRANFILL SUMNER & HARTZOG
RALEIGH, N.C.

X00098 RODNEY K. FAIRLEY
KL v
9:00 N.C. DEPARTMENT
OF TRANSPORTATION
SELF-INSURED

PLF: G. LES BURKE
SOUTHERN PINES, N.C.

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

516187 JUDY HICKS KENNEDY
RH v
9:00 NOVANT HEALTH
SELF-INSURED

PLF: PAMELA W. FOSTER
HIGH POINT, N.C.

DFT: ORBOCK RUARK & DILLARD
WINSTON-SALEM, N.C.

885410 FERNANDO OCAMPO
GH v
9:00 MORRIS AUTO BODY SHOP, INC.
PENN NATIONAL INSURANCE

PLF: DIENER LAW
GREENVILLE, N.C.

DFT: CRANFILL SUMNER & HARTZOG
WILMINGTON, N.C.

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

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PAMELA T. YOUNG, CHAIR OF PANEL
DANNY L. MCDONALD, COMMISSIONER
STACI MEYER, COMMISSIONER

FRIDAY, JULY 13, 2012

1:30 P.M.

RALEIGH, NORTH CAROLINA

W78766 MV 1:30	RANDY G. HARVELL v WIX FILTRATION, LLC TRAVELERS INDEMNITY COMPANY	PLF: THE ROBERTS LAW FIRM GASTONIA, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
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W87310 MG 1:30	RONALD JACKSON v CHARLOTTE OBSERVER THE PHOENIX INSURANCE CO.	PLF: KEN HARRIS & ASSOCIATES CHARLOTTE, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
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W56933 KL 1:30	CAROLYN CLARK ALLEN v WAL-MART STORES NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA (CLAIMS MANAGEMENT, INC.)	PLF: PRO SE DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
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W85323 MV 1:30	LAURA NANTOVECH, WIDOW AND WHOLE DEPENDENT OF PETER NANTOVECH, DECEASED, v SIGN CONNECTION BRIDGEFIELD CASUALTY INSURANCE	PLF: LUTZEL BROADWAY & ASSOCIATES MOORESVILLE, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
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FULL COMMISSION
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DANNY L. MCDONALD, COMMISSIONER
STACI MEYER, COMMISSIONER

TUESDAY, JULY 17, 2012

9:00 A.M.

RALEIGH, NORTH CAROLINA

W93571 CHARLENE BASS
TS v
9:00 HARNETT COUNTY
SELF-INSURED
(KEY RISK MANAGEMENT
SERVICES)

PLF: KEVIN BUNN
CARY, N.C.

DFT: PRATHER LAW FIRM
RALEIGH, N.C.

X10664 JOHN MARK BLAIR
MG v
9:00 CITY OF OXFORD/
OXFORD POLICE DEPARTMENT
INTERLOCAL RISK MANAGEMENT
AGENCY

PLF: WATSON DUNLOW & WILKINSON
OXFORD, N.C.

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

X07244 ROBERTO OSORIO GALDAMEZ
PB v
9:00 BRIEGAN CONSTRUCTION SERVICES, INC.
ACCIDENT FUND INSURANCE
COMPANY OF AMERICA

PLF: TAIBI KORNBLUTH LAW GROUP
DURHAM, N.C.

DFT: MCANGUS GOUDELOCK & COURIE
RALEIGH, N.C.

W97344 RUSSELL HOLLIDAY
KML v
9:00 GREGORY POOLE EQUIPMENT CO.
ZURICH AMERICA
(GALLAGHER BASSETT SERVICES)

PLF: GREG JONES & ASSOCIATES
WILMINGTON, N.C.

DFT: MCANGUS GOUDELOCK & COURIE
RALEIGH, N.C.

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

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PAMELA T. YOUNG, CHAIR OF PANEL
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STACI MEYER, COMMISSIONER

TUESDAY, JULY 17, 2012

1:30 P.M.

RALEIGH, NORTH CAROLINA

W65304 & W92244 KML 1:30	EDWARD DEVLIN v PUBLIC LIBRARY OF CHARLOTTE AND MECKLENBURG COUNTY TRAVELERS INSURANCE COMPANY	PLF: THE SUMWALT LAW FIRM CHARLOTTE, N.C. DFT: GOLDING HOLDEN & POPE CHARLOTTE, N.C.
W10263 MV 1:30	RAYMOND ROBINSON v FEDEX FREIGHT CORPORATION XCHANGING	PLF: FERGUSON STEIN CHAMBERS GRESHAM SUMTER, CHARLOTTE, N.C. DFT: MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.
TA-22045, TA-22049 & TA-22321 BD 1:30	MARTINA CLARK v N.C. ADMINISTRATIVE OFFICE OF THE COURTS	PLF: PRO SE DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
047399 CS 1:30	DELMAR M. LOCKAMY v CONWAY SOUTHERN EXPRESS CONSTITUTION STATE SERVICE CO.	PLF: DOUGLAS S. HARRIS GREENSBORO, N.C. DFT: NEXSEN PRUET CHARLOTTE, N.C.
