

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

June 13, 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:

AUGUST 1, 8, 15, AND 22, 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 Seth Lumpkins, Law Clerk to Chair Philip A. Baddour, III, Dobbs Building, 1236 Mail Service Center, Raleigh, North Carolina 27699-1236. The telephone number for Mr. Lumpkins is (919) 807-2656, and the electronic mail address is seth.lumpkins@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 OF PANEL
MYRA L. GRIFFIN, VICE-CHAIR
CHARLTON L. ALLEN, COMMISSIONER
JAMES C. GILLEN, COMMISSIONER
KENNETH L. GOODMAN, COMMISSIONER
CHRISTOPHER C. LOUITT, COMMISSIONER

THURSDAY, AUGUST 1, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

X86249 KL 9:30 RESET	PATRICIA PINE v. WAL-MART ASSOCIATES, INC. #1552 NATIONAL UNION FIRE INSURANCE COMPANY (CLAIMS MANAGEMENT, INC.)	PLF: DORAN SHELBY PETHEL AND HUDSON SHELBY, NC DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, NC
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(COMMISSIONER ALLEN, CHAIR BADDOUR AND COMMISSIONER LOUITT)

13-762104 & 15-730144 JT 9:30 RESET	ROBIN KLUTTZ-ELLISON v. NOAH'S PLAYLOFT PRESCHOOL ERIE INSURANCE GROUP	PLF: SHELBY PETHEL & HUDSON SALISBURY, NC DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, NC
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(VICE-CHAIR GRIFFIN, CHAIR BADDOUR AND COMMISSIONER LOUITT)

14-742515 AM 9:30 RESET	HEATH GOOD v. E.W. WYLIE CORPORATION TRAVELERS INDEMNITY COMPANY OF AMERICA	PLF: LAW OFFICE OF JOHN A. HEDRICK RALEIGH, N.C. DFT: WILLSON JONES CARTER & BAXLEY RALEIGH, N.C.
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(CHAIR BADDOUR, VICE-CHAIR GRIFFIN AND COMMISSIONER ALLEN)

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NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

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

THURSDAY, AUGUST 1, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

LH-0491 IN THE MATTER OF DONALD R.
BD FONVILLE, DECEASED
9:30
RESET

CLAIMANT:
PRO SE.

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

(CHAIR BADDOUR, VICE-CHAIR GRIFFIN AND COMMISSIONER ALLEN)

PLEASE NOTE THAT SOME CASES SET FOR HEARING ON THIS DATE BY ORDER OF THE FULL COMMISSION MAY NOT APPEAR IN THIS LIST. 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

PHILIP A. BADDOUR, III, CHAIR OF PANEL
MYRA L. GRIFFIN, VICE-CHAIR
KENNETH L. GOODMAN, COMMISSIONER

THURSDAY, AUGUST 8, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

17-000435 MS 9:30	HELEN LYNETTE GIBBS, WIDOW OF DAVID W. GIBBS, DECEASED v. ROCA'S WELDING, LLC BUILDERS MUTUAL INSURANCE COMPANY	PLF: DAGGETT SHULER WINSTON-SALEM, NC DFT: ANDERS NEWTON RALEIGH, NC
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15-005597 & 17-805789 JG 9:30	CHARLOTTE M. BANNER v. GRACE RIDGE STRANET INSURANCE COMPANY (KEY RISK MANAGEMENT SERVICES) CHARLOTTE-MECKLENBURG HOSPITAL AUTHORITY SELF-INSURED	PLF: LAW OFFICES OF LYNDON R. HELTON HICKORY, NC DFT: BREWER DEFENSE GROUP RALEIGH, NC ----- JONES HENSON & WOOLARD CHARLOTTE, NC
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NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

PHILIP A. BADDOUR, III, CHAIR OF PANEL
MYRA L. GRIFFIN, VICE-CHAIR
KENNETH L. GOODMAN, COMMISSIONER

THURSDAY, AUGUST 15, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

16-732407 JULIEN DUNCAN

LG v.

9:30 DUNHILL HOLDINGS, LLC
HARTFORD UNDERWRITERS
INSURANCE COMPANY

PLF: CROSSLEY MCINTOSH COLLIER
HANLEY & EDES, WILMINGTON, NC

DFT: HEDRICK GARDNER KINCHELOE &
GAROFALO, WILMINGTON, NC

13-740260 WARREN DAVIS

MCB v.

9:30 PEOPLEASE CORPORATION
NATIONAL INTERSTATE
INSURANCE COMPANY

PLF: THE SUMWALT LAW FIRM
CHARLOTTE, NC

DFT: GOLDBERG SEGALLA
GREENSBORO, NC

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

PHILIP A. BADDOUR, III, CHAIR OF PANEL
MYRA L. GRIFFIN, VICE-CHAIR
KENNETH L. GOODMAN, COMMISSIONER

THURSDAY, AUGUST 22, 2019

9:30 A.M.

RALEIGH, NORTH CAROLINA

18-708966 JOSE CASTELLANOS

AWB

v.

9:30 ILAGAN PAINT FINISH, LLC

FRANK WINSTON CRUM
INSURANCE COMPANY

PLF: THE OLIVE LAW FIRM
CHARLOTTE, NC

DFT: ALLEN & NEWMAN
CHARLOTTE, NC

18-016218 THOMAS GIBLIN

RH

v.

9:30 MANPOWER US, INC.
NEW HAMPSHIRE INSURANCE
COMPANY
(GALLAGHER BASSETT)

PLF: PRO SE.

DFT: MCANGUS GOUDELOCK & COURIE
RALEIGH, NC
