

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 August 5, 10, and 12, 2010, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Megan Jost, Law Clerk to Commissioner Dianne C. Sellers, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Jost is (919) 807-2524. 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:

**AUGUST 5, 10 & 12, 2010
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

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

DIANNE C. SELLERS, PANEL CHAIR
LAURA K. MAVRETIC, COMMISSIONER
DANNY L. MCDONALD, COMMISSIONER

THURSDAY, AUGUST 5, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

896290 JD 9:00	KENNETH TAYLOR v CITY OF DURHAM COMPENSATION CLAIMS SOLUTIONS	PLF: THE HUNT LAW FIRM DURHAM, N.C. DFT: LEWIS & ROBERTS RALEIGH, N.C.
093039 TS 9:00	ANASTACIO CRUZ ZAVALA v CARDINAL PLUMBING CO. ERIE INSURANCE GROUP	PLF: THE BRICIO LAW FIRM CARY, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, WILMINGTON, N.C.
377149 RWR 9:00	TIMOTHY K. RAPER v MANSFIELD SYSTEMS, INC. FEDERATED MUTUAL INSURANCE (MAVRETIC*, MCDONALD, & SELLERS)	PLF: ANDERSON LAW FIRM WILSON, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
663125 BD 9:00	JOHNNIE L. GILL v JOHNSTON COUNTY GOVERNMENT SEDGWICK CMS	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
781741 RWR 9:00	CHARLES VICK v VT SPECIALIZED VEHICLES CORP. LIBERTY MUTUAL INSURANCE CO.	PLF: PRO SE DFT: CRANFILL SUMNER & HARTZOG CHARLOTTE, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
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DIANNE C. SELLERS, PANEL CHAIR
LAURA K. MAVRETIC, COMMISSIONER
DANNY L. MCDONALD, COMMISSIONER

THURSDAY, AUGUST 5, 2010

1:30 P.M.

RALEIGH, NORTH CAROLINA

790022 & W00879 MG 1:30	MARGARET A. MASSIE v QUALITY BUSINESS SOLUTIONS TRAVELERS INDEMNITY CO.	PLF: BROKER & HAMRICK ASHEVILLE, N.C. DFT: NORTHUP MCCONNELL & SIZEMORE ASHEVILLE, N.C.
876953 VH 1:30	LINDA BARNES v WESTERN CAROLINA UNIVERSITY SELF-INSURED (CORVEL CORPORATION)	PLF: JUDITH C. FRASER ASHEVILLE, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
196935 RWR 1:30	ERNESTO VIRGEN GRAJALES v FERGUSON DESIGN, INC. ACE PROPERTY & CASUALTY INSURANCE	PLF: TED A GREVE & ASSOCIATES CHARLOTTE, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

DIANNE C. SELLERS, PANEL CHAIR
LAURA K. MAVRETIC, COMMISSIONER
DANNY L. MCDONALD, COMMISSIONER

TUESDAY, AUGUST 10, 2010

1:30 P.M.

RALEIGH, NORTH CAROLINA

092773	TERRY ROSE	PLF:	THE VINCENT LAW FIRM
RH	v		SOUTHERN SHORES, N.C.
1:30	CAMDEN COUNTY	DFT:	TEAGUE CAMPBELL DENNIS &
	SEDGWICK CMS		GORHAM, RALEIGH, N.C.

888068	DAVIS REX MAULDIN	PLF:	WALLACE & GRAHAM
GG	v		SALISBURY, N.C.
1:30	A.C. CORPORATION	DFT:	MCANGUS GOUDELOCK & COURIE
	ARGONAUT INSURANCE		CHARLOTTE, N.C.
	PMA INSURANCE		-----
	LIBERTY MUTUAL INSURANCE		HEDRICK GARDNER KINCHELOE &
	THE NORTH CAROLINA INSURANCE		GAROFALO, CHARLOTTE, N.C.
	GUARANTY ASSOCIATION		-----
			MULLEN HOLLAND & COOPER
			GASTONIA, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

DIANNE C. SELLERS, PANEL CHAIR
LAURA K. MAVRETIC, COMMISSIONER
DANNY L. MCDONALD, COMMISSIONER

THURSDAY, AUGUST 12, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

091464 GH 9:00	SANTOS TINAJERO v BALFOUR BEATTY INFRASTRUCTURE, INC. ZURICH AMERICAN INSURANCE CO.	PLF: R. JAMES LORE CARY, N.C. ----- THE KIRBY LAW FIRM, CLINTON, N.C. ----- PERALES & FERNANDEZ ATLANTA, GEORGIA DFT: STILES BYRUM & HORNE CHARLOTTE, N.C.
510497 GG 9:00	VERAN RAWLS v YELLOW ROADWAY CORPORATION GALLAGHER BASSETT SERVICES, INC.	PLF: PATTERSON HARKAVY CHAPEL HILL, N.C. DFT: STILES BYRUM & HORNE CHARLOTTE, N.C.
628148 JG 9:00	BRIAN HERBSTREIT v SPHERION CORPORATION THE HARTFORD C/O SRS	PLF: SELLERS HINSHAW AYERS DORTCH & LYONS, CHARLOTTE, N.C. DFT: RUDISILL WHITE & KAPLAN CHARLOTTE, N.C.
771046 RWR 9:00	CLAUDIA GAIL TESTER TRIPLETT v THOMASVILLE FURNITURE FURNITURE BRANDS INTERNATIONAL SELF-INSURED	PLF: RANDY D. DUNCAN HICKORY, N.C. DFT: ORBOCK RUARK & DILLARD WINSTON-SALEM, N.C.
