

Michael F. Easley, Governor
Buck Lattimore, Chairman



North Carolina Industrial Commission

Thomas J. Bolch, Commissioner
Laura K. Mavretic, Commissioner
Christopher Scott, Commissioner
Dianne C. Sellers, Commissioner
Pamela T. Young, Commissioner

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 8 & 10, 2005, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Jim Gillen, Agency Legal Specialist to Commissioner Christopher Scott, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Mr. Gillen is (919) 807-2522. 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 Linda Langdon, 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 8 & 10, 2005
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. 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

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

Linda D. Langdon
Docket Director

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHRISTOPHER SCOTT, CHAIR
BUCK LATTIMORE, CHAIRMAN
PAMELA YOUNG, COMMISSIONER

MONDAY, AUGUST 8, 2005

9:30 A.M. RALEIGH, NORTH CAROLINA

302118 DB 9:30	VONDA KAY BROWN v THE KROGER CO. SEDGWICK CLAIMS MANAGEMENT	PLF: THE LAW OFFICES OF FAITH HERNDON RALEIGH, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
053945 TS 9:30	DORIS SMITH v COOPER STANDARD PRODUCTS CO. GALLAGHER BASSETT SERVICE	PLF: PATTERSON HARKAVY & LAWRENCE RALEIGH, N.C. DFT: PATTERSON DILTHEY CLAY & BRYSON WILMINGTON, N.C.
282749 AP 9:30	KENNETH WATSON v BEST CARTAGE INC. GREENWICH INSURANCE	PLF: PRO SE. DFT: BROOKS STEVENS & POPE CARY, N.C.
022973 BH 9:30	NICANDRO P. SOSA v CUSTOM MAINTENANCE, INC. HARBOR SPECIALITY INSURANCE COMPANY	PLF: DOUGLAS S. HARRIS GREENSBORO, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
339375 JDE 9:30	WELVIE LYNN BOWLING v U.S. AIRWAYS, INC. AMERICAN PROTECTIVE INS.	PLF: THE SUMWALT LAW FIRM CHARLOTTE, N.C. DFT: BROOKS STEVENS & POPE CARY, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

MONDAY, AUGUST 8, 2005

1:30 P.M. RALEIGH, NORTH CAROLINA

398486 PH 1:30	THOMAS RAY DELLINGER v COMMERCIAL & INDUSTRIAL SERVICES OF NC ZENITH INSURANCE CO.	PLF: DON H. BUMGARDNER GASTONIA, N.C. DFT: MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
014349 PH ADM APP 1:30	GERRY SATTERTHWAITE v FARR COMPANY AMERICAN CASUALTY COMPANY OF READING PENNSYLVANIA	PLF: MOORE & MOORE WILLIAMSTON, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, WILMINGTON, N.C.
353368 PH-1067 GH ADM APP 1:30	MICHAEL L. TAYLOR v G & G ELECTRICAL CONTRACTORS LIBERTY MUTUAL INS, CO. NORTH CAROLINA INDUSTRIAL COMMISSION v G & G ELECTRICAL CONTRACTORS NON-INSURED	PLF: PRO SE. ----- OFFICE OF THE ATTORNEY GENERAL, RALEIGH, N.C. (SCARLETTE GARDNER) DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C. ----- NO COUNSEL OF RECORD FOR G & G ELECTRICAL CONTRACTORS.
203429 WT ADM APP 1:30	HARRY D. TURNER v JASON INCORPORATED EMPLOYERS INS CO. OF WAUSAU	PLF: PRO SE. PRESSLY THOMAS & CONLEY STATESVILLE, N.C. ----- DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHRISTOPHER SCOTT, CHAIR
BUCK LATTIMORE, CHAIRMAN
PAMELA YOUNG, COMMISSIONER

WEDNESDAY, AUGUST 10, 2005

9:30 A.M. RALEIGH, NORTH CAROLINA

129707 SYLVIA ANDERSON
131161 v
PH DART CONTAINER CORPORATION
9:30 SELF-INSURED

PLF: RAYMOND M. MARSHALL
WINSTON-SALEM, N.C.
DFT: CRANFILL SUMNER & HARTZOG
RALEIGH, N.C.

215662 JERROLD C. NELSON
JDE v
9:30 CRAVEN COUNTY SCHOOLS
SELF-INSURED

PLF: BRUMBAUGH MU & KING
JACKSONVILLE, N.C.
DFT: NORTH CAROLINA DEPARTMENT OF
JUSTICE, RALEIGH, N.C. (P. WOOTEN)

059329 TIMOTHY TURNER
RR v
9:30 W.T. HUMPHREY, INC.
CNA COMMERCIAL INSURANCE

PLF: BRUMBAUGH MU & KING
JACKSONVILLE, N.C.
DFT: WARD & SMITH
NEW BERN, N.C.

183155 ROBBIE A. CASH
RR v
9:30 LINCARE HOLDING
TRAVELERS INSURANCE CO.

PLF: RIGSBEE & COTTER
DURHAM, N.C.
DFT: HEDRICK EATMAN GARDNER &
KINCHELOE, CHARLOTTE , N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHRISTOPHER SCOTT, CHAIR
BUCK LATTIMORE, CHAIRMAN
PAMELA YOUNG, COMMISSIONER

WEDNESDAY, AUGUST 10, 2005

1:30 P.M. RALEIGH, NORTH CAROLINA

566811 WILLIAM CUMMINS PLF: TANIA L. LEON
LD v CHARLOTTE, N.C.
1:30 BCCI CONSTRUCTION ENTERPRISES
MICHIGAN MUTUAL INS. CO. DFT: MORRIS YORK WILLIAMS SURLES &
BARRINGER, CHARLOTTE, N.C.
BALLANCE, * SCOTT & YOUNG

014133 WILLIAM W. PEPPER PLF: WALLACE & GRAHAM
078061 RONDALL O. EVERHART SALISBURY, N.C.
155195 ALFRED T. DAYWALT
226563 ARNOLD DEAN BOWLES DFT: HEDRICK EATMAN GARDNER &
226564 BOBBY LEE PLUMMER KINCHELOE, RALEIGH, N.C.
261514 DERWOOD SINK PUCKETT
GG v
1:30 NORANDAL USA, INC.
CIGNA/ACE USA/ESIS
