

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

RESET OF PREVIOUSLY CONTINUED CASES

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 22, 24, and 30, 2005, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Chrystina Kesler, Agency Legal Specialist to Chairman Buck Lattimore, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Kesler is (919) 807-2510. 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 22, 24, AND 30, 2005
DOBBS BUILDING
SECOND FLOOR, ROOM 2173
430 NORTH SALISBURY STREET
RALEIGH, NC 27611

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

RESET CALENDAR

MONDAY, AUGUST 22, 2005 9:30 A.M. RALEIGH, NORTH CAROLINA

175598 LACY HENDERSON PLF: PRO SE
BH v
9:30 A.M. MESA INDUSTRIES
LIBERTY MUTUAL INSURANCE DFT: CRANFILL SUMNER & HARTZOG
RALEIGH, N.C.
BOLCH*, LATTIMORE, SCOTT

250037 JAMES W. SMITH PLF: F. CHRISTIAN DIRUSSO
BD v MOUNT AIRY, N.C.
9:30 A.M. WASTE MANAGEMENT
SELF-INSURED DFT: TEAGUE CAMPBELL DENNIS &
(GALLAGHER BASSETT SERVICES) GORHAM, RALEIGH, N.C.
BOLCH*, LATTIMORE, SCOTT

265022 PENNY RUMPLE RICHARDSON PLF: ANNE R. HARRIS
GG v GREENSBORO, N.C.
9:30 A.M. MAXIM HEALTHCARE/ALLEGIS
GROUP DFT: ROBINSON & LAWING
KEMPER INSURANCE COMPANY/ WINSTON-SALEM, N.C.
AMERICAN PROTECTION INSURANCE
BOLCH*, LATTIMORE, SCOTT

687081 TIMOTHY TODD HOLLAND PLF: THE SUMWALT LAW FIRM
PB v CHARLOTTE, N.C.
9:30 A.M. FREIGHTLINER CORP
SELF-INSURED DFT: STILES BYRUM & HORNE
(GALLAGHER BASSETT SERVICES) CHARLOTTE, N.C.
BOLCH*, LATTIMORE, SCOTT

120146 HUBERT M. JOHNSON PLF: HALL & HALL
BH v NEWLAND, N.C.
9:30 A.M. BAXTER HEALTH CARE
SELF-INSURED DFT: HEDRICK EATMAN GARDNER &
(KEMPER RISK MANAGEMENT) KINCHELOE, CHARLOTTE, N.C.
BOLCH*, LATTIMORE, SCOTT

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

RESET CALENDAR

MONDAY, AUGUST 22, 2005 1:30 P.M. RALEIGH, NORTH CAROLINA

754436 REBA THOMAS, EXECUTRIX FOR PLF: WALLACE AND GRAHAM
GG/NT THE ESTATE OF CLONNIE THOMAS, SALISBURY, N.C.
1:30 P.M. v
UNARCO DFT: TEAGUE CAMPBELL DENNIS &
NORTH CAROLINA INSURANCE GORHAM, RALEIGH, N.C.
GUARANTY ASSOCIATION

BOLCH*, MAVRETIC, SELLERS

208496 CARLOS ZAMBRANO PLF: CHRISTINA RIVENBARK &
BH/NT v ASSOCIATES, WILMINGTON, N.C.
1:30 P.M. DAJO CORPORATION D/B/A
PARTY SUPPLIERS CARLOS ZAMBRANO, PRO SE
CASUALTY RECIPROCAL EXCHANGE
AND/OR DFT: YOUNG MOORE AND HENDERSON
NORTH CAROLINA INSURANCE RALEIGH, NORTH CAROLINA
GUARANTY ASSOCIATION

BOLCH*, MAVRETIC, SELLERS

069438 BRENDA CHRISTOPHER PLF: DAVID GANTT LAW OFFICES
KL v ASHEVILLE, N.C.
1:30 P.M. CARTER & SCHNEDLER
THE HARTFORD INSURANCE GROUP DFT: HEDRICK EATMAN GARDNER &
AND/OR KINCHELOE, CHARLOTTE, N.C.
PRINCETON INSURANCE COMPANY
CRANFILL SUMNER & HARTZOG
CHARLOTTE, N.C.

SCOTT*, LATTIMORE, MAVRETIC

**NOTE: SEE FOLLOWING PAGE FOR ADDITIONAL CASES TO BE HEARD ON
MONDAY, AUGUST 22, 2005 AT 1:30 P.M.**

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

RESET CALENDAR

MONDAY, AUGUST 22, 2005

1:30 P.M. (CONTINUED)

RALEIGH, NORTH CAROLINA

286748 SUSAN BARDIN FULLER,
GG IN HER INDIVIDUAL CAPACITY
1:30 P.M. AND IN HER CAPACITY AS
GUARDIAN AD LITEM FOR
ANNIE CAMP FULLER,
PAUL SLADE FULLER, AND
LONDON ALYCE FULLER,
THE MINOR CHILDREN OF
PAUL FRANKLIN FULLER, JR.
(DECEASED)

v

CLEAR CHANNEL COMMUNICATIONS
LUMBERMEN'S
GALLAGHER BASSETT SERVICES

SCOTT*, LATTIMORE, MAVRETIC

395553 TINA MELTON PILKEY
LD v
1:30 P.M. A CLEANER WORLD MANAGEMENT
OHIO CASUALTY GROUP

MAVRETIC*, BOLCH, SCOTT

PLF: ELLIOT PISHKO MORGAN
WINSTON-SALEM, N.C.

MORROW ALEXANDER TASH KURTZ
& PORTER, WINSTON-SALEM, N.C.

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

PLF: RANDY D. DUNCAN
HICKORY, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

RESET CALENDAR

WEDNESDAY, AUGUST 24, 2005 9:30 A.M. RALEIGH, NORTH CAROLINA

149572 SILAS PITTMAN PLF: PRO SE.
RR v
9:30 A.M. GEORGIA PACIFIC CORPORATION DFT: HEDRICK EATMAN GARDNER &
SELF-INSURED KINCHELOE, CHARLOTTE, N.C.
(SEDGWICK CLAIMS MANAGEMENT
SERVICES)

BOLCH*, MAVRETIC, YOUNG

345811 JOLIE EVANS AND MINOR CHILDREN PLF: FERGUSON STEIN CHAMBERS ADKINS
NG AVERY ALLEN EVANS AND GRESHAM & SUMTER, CHARLOTTE, NC
9:30 A.M. DEVIN JOHN MULLER, BY AND
THROUGH THEIR GUARDIAN AD LITEM MURPHY & CHAPMAN
MARTHA ODOM, AND MINOR CHILDREN CHARLOTTE, N.C.
CARNELL ANTONIO MULLER AND
JUSTIN LAMAR MULLER, BY AND CARNELL ANTONIO MULLER AND
THROUGH THEIR GUARDIAN AD LITEM JUSTIN LAMAR MULLER, BY AND
SHUNTE MCLEMORE, AND THROUGH THEIR GUARDIAN AD LITEM
JOHN MULLER (DECEASED) SHUNTE MCLEMORE, PRO SE
v
SOUTH LUBES, INC. DFT: MORRIS YORK WILLIAMS SURLES &
ZENITH INSURANCE BARRINGER, CHARLOTTE, N.C.

LATTIMORE*, YOUNG, SCOTT

972805 BARBARA J. WILDER PLF: LAW OFFICES OF GEORGE W. LENNON
BH v RALEIGH, N.C.
9:30 A.M. SUTTON REST HOME DFT: STILES BYRUM & HORNE
PHICO INSURANCE COMPANY CHARLOTTE, N.C.

SCOTT*, BOLCH, MAVRETIC

**NOTE: SEE FOLLOWING PAGE FOR ADDITIONAL CASES TO BE HEARD ON
WEDNESDAY, AUGUST 24, 2005 AT 9:30 A.M.**

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
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RESET CALENDAR

WEDNESDAY, AUGUST 24, 2005 9:30 A.M. (CONTINUED) RALEIGH, NORTH CAROLINA

816522 GLENN B. MOORE PLF: RAYMOND M. MARSHALL
WT v WINSTON-SALEM, N.C.

9:30 A.M. CITY OF LEXINGTON
SELF-INSURED DFT: ROBINSON & LAWING
(GALLAGHER BASSETT SERVICES) WINSTON-SALEM, N.C.

SCOTT*, BOLCH, MAVRETIC

856390 JOHNNY HARKEY PLF: DORAN SHELBY PETHEL & HUDSON
PB v SALISBURY, N.C.

9:30 A.M. HIGHLAND MILLS
THE HARTFORD DFT: MORRIS YORK WILLIAMS SURLES &
BARRINGER, CHARLOTTE, N.C.

SCOTT*, BALLANCE, BOLCH

901843 FRANCES BONNEY PLF: KEEL & O'MALLEY
RR v TARBORO, N.C.

9:30 A.M. BEAUFORT COUNTY
SELF-INSURED DFT: TEAGUE CAMPBELL DENNIS &
(SEDGWICK OF THE CAROLINAS) GORHAM, RALEIGH, N.C.

SCOTT*, BALLANCE, BOLCH

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
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RESET CALENDAR

WEDNESDAY, AUGUST 24, 2005 1:30 P.M. RALEIGH, NORTH CAROLINA

213116 CHARLES SIGGLER PLF: RESNICK ABRAHAM & SCHWARTZMAN
PH v RALEIGH, N.C.
1:30 P.M. PAK-A-SAK
KEY RISK MANAGEMENT SERVICES DFT: LEWIS & ROBERTS
RALEIGH, N.C.
BALLANCE*, SELLERS, YOUNG

045556 JOYCE STROUP FOLGER PLF: RANDY D. DUNCAN
LD v HICKORY, N.C.
1:30 P.M. WESTPOINT STEVENS, INC.
CONSTITUTION STATE SERVICE CO. DFT: OGLETREE DEAKINS NASH SMOAK &
STEWART, GREENSBORO, N.C.
BALLANCE*, MAVRETIC, SELLERS

270727 ANTHONY JOHNSON PLF: PRO SE
MC v
1:30 P.M. FOOD LION INC. DFT: HEDRICK EATMAN GARDNER &
SELF-INSURED KINCHELOE, CHARLOTTE, N.C.
(RISK MANAGEMENT SERVICES)
BALLANCE*, LATTIMORE, SELLERS

260595 MATTIE SIMMONS PLF: WILLIAMS & CLIFTON
BH v WARRENTON, N.C.
1:30 P.M. HARRIS BROWN MANAGEMENT
THE HARTFORD DFT: CRANFILL SUMNER & HARTZOG
RALEIGH, N.C.
BOLCH*, LATTIMORE, SELLERS

071608 ZORAIDA WILLIAMS PLF: SCHILLER & SCHILLER, RALEIGH
JD v
1:30 P.M. LAW COMPANIES GROUP, INC. ZORAIDA WILLIAMS, PRO SE
ZURICH AMERICAN INSURANCE
DFT: LEWIS & ROBERTS
LATTIMORE*, BALLANCE, BOLCH
RALEIGH, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
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RESET CALENDAR

TUESDAY, AUGUST 30, 2005

9:30 A.M.

RALEIGH, NORTH CAROLINA

983244 WAYNE HALL PLF: GARY A. DODD
GG v ASHEVILLE, N.C.
9:30 A.M. FELDSPAR CORPORATION/ZEMEX
ROYAL & SUNALLIANCE INSURANCE DFT: MORRIS YORK WILLIAMS SURLES &
AND THE HARTFORD BARRINGER, CHARLOTTE, N.C.

SCOTT*, LATTIMORE, YOUNG HEDRICK EATMAN GARDNER &
KINCHELOE, CHARLOTTE, N.C.

058876 KATHY B. WELLS PLF: LAW OFFICE OF MICHAEL J. BEDNARIK
LD v CHARLOTTE, N.C.
9:30 A.M. WESTERN CAROLINA CENTER
SELF-INSURED DFT: N.C. DEPARTMENT OF JUSTICE
(KEY RISK MANAGEMENT SERVICES) RALEIGH, N.C.

SCOTT*, MAVRETIC, YOUNG

026434 THOMAS KEITH PLF: CROSSLEY MCINTOSH PRIOR &
KL v COLLIER, WILMINGTON, N.C.
9:30 A.M. MANPOWER TEMPORARY SERVICES
LIBERTY MUTUAL INSURANCE DFT: CRANFILL SUMNER & HARTZOG
RALEIGH, N.C.

SCOTT*, MAVRETIC, YOUNG

503475 ANN ANDERSON PLF: PRESLEY THOMAS & CONLEY
LD v STATESVILLE, N.C.
9:30 A.M. GULISTAN CARPET, INC.
SELF-INSURED DFT: OGLETREE DEAKINS NASH SMOAK &
(HEWITT COLEMAN & ASSOCIATES) STEWART, GREENVILLE, S.C.

SCOTT*, BALLANCE, YOUNG

**NOTE: SEE FOLLOWING PAGE FOR ADDITIONAL CASES TO BE HEARD ON
TUESDAY, AUGUST 30, 2005 AT 9:30 A.M.**

NORTH CAROLINA INDUSTRIAL COMMISSION
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RESET CALENDAR

TUESDAY, AUGUST 30, 2005 9:30 A.M. (CONTINUED) RALEIGH, NORTH CAROLINA

217040 ROBBIE SHAWN OLIVER PLF: JAY A. GERVASI, JR.
GH v GREENSBORO, N.C.
9:30 A.M. BALL CORPORATION
ITT SPECIALTY RISK SERVICES, INC. DFT: TEAGUE CAMPBELL DENNIS &
GORHAM, RALEIGH, N.C.
SCOTT*, BALLANCE, YOUNG

269743 CHARLES ADAMS PLF: THE MCGOUGAN LAW FIRM
PB v TABOR CITY, N.C.
9:30 A.M. CHARLES ADAMS TRUCKING
COMPANION PROPERTY & DFT: SUMRELL SUGG CARMICHAEL HICKS
CASUALTY GROUP & HART, NEW BERN, N.C.
BALLANCE*, SCOTT, YOUNG

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

NORTH CAROLINA INDUSTRIAL COMMISSION
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TUESDAY, AUGUST 30, 2005

1:30 P.M.

RALEIGH, NORTH CAROLINA

961943 RAYLON LANE PLF: COLLINS & MOORE
CS v JACKSONVILLE, N.C.
1:30 P.M. LENTZ TRANSFER & STORAGE, INC.
SELF INSURED DFT: PRATHER LAW FIRM
(KEY RISK MANAGEMENT SERVICES) RALEIGH, N.C.

BALLANCE*, BOLCH, YOUNG

280325 JERRY GUNTER PLF: BRUMBAUGH MU & KING
KL v JACKSONVILLE, N.C.
1:30 P.M. CONSOLIDATED DIESEL
ESIS DFT: HEDRICK EATMAN GARDNER &
KINCHELOE, RALEIGH, N.C.

BALLANCE*, BOLCH, YOUNG

286336 AUDREY M. CASE PLF: DAVID GANTT LAW OFFICES
KL v ASHEVILLE, N.C.
1:30 P.M. HAVON, INC., D/B/A
PLEASANT COVE DFT: NORTHUP & MCCONNELL
THE TRAVELERS INSURANCE CO. ASHEVILLE, N.C.

BALLANCE*, BOLCH, YOUNG

214628 WILLIE A. JOHNSON, JR. PLF: RAYMOND M. MARSHALL
LD v WINSTON-SALEM, N.C.
1:30 P.M. CONWAY SOUTHERN EXPRESS
THE TRAVELERS INSURANCE CO. DFT: NEXSEN PRUET ADAMS & KLEEMEIER
(CONSTITUTION STATE SERVICES CO.) CHARLOTTE, N.C.

BALLANCE*, BOLCH, YOUNG

256968 ROBERT CARTRETTE PLF: MICHAEL A. SWANN
PH v LEXINGTON, N.C.
1:30 P.M. HEKMAN FURNITURE COMPANY
HANOVER INSURANCE DFT: HEDRICK EATMAN GARDNER &
KINCHELOE, CHARLOTTE, N.C.

BALLANCE*, BOLCH, YOUNG
