

Michael F. Easley, Governor
Pamela T. Young, Chair



Bernadine S. Ballance, Commissioner
Buck Lattimore, Commissioner
Laura K. Mavretic, Commissioner
Danny L. McDonald, 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 26 & 28, 2008, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Ms. Michelle Denning, Agency Legal Specialist to Commissioner Buck Lattimore, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Denning is (919) 807-2668.

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 26 & 28, 2008
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. 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

BUCK LATTIMORE, PANEL CHAIR
LAURA K. MAVRETIC, COMMISSIONER
PAMELA T. YOUNG, CHAIR

TUESDAY, AUGUST 26, 2008

9:30 A.M. RALEIGH, NORTH CAROLINA

TA-19208 RH 9:30	WILLIAM E. FLOYD v N.C. DEPARTMENT OF CORRECTION	PLF: NC PRISONER LEGAL SERVICES, INC. RALEIGH, N.C. DFT: NC DEPARTMENT OF JUSTICE RALEIGH, N.C.
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381490 TS 9:30	EDWARD JENKINS v PERKINS SPECIALIZED TRANSPORTATION, INC. U.S. SPECIALTY INSURANCE CO.	PLF: THE JERNIGAN LAW FIRM RALEIGH, N.C. DFT: BAKER DONELSON BEARMAN CALDWELL & BERKOWITZ, JOHNSON CITY, TN
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178135 RH 9:30	ROUDELYNE ETIENNE v DEL-TEC PACKAGING N.C. INSURANCE GUARANTY ASSOC	PLF: RAYMOND M. MARSHALL WINSTON-SALEM, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, WILMINGTON, N.C.
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TA-19352 GG 9:30	JOEL MCCREA AVENT, ADMIN OF THE ESTATE OF RAYFIELD WILLIAMS AVENT v N.C. DEPARTMENT OF TRANSPORTATION	PLF: ANTHONY W. BROWN ROCKY MOUNT, N.C. DFT: NC DEPARTMENT OF JUSTICE RALEIGH, N.C.
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TA-18461 CS 9:30	TAWANDA R. JOHNSON v N.C. DEPT OF CORRECTION	PLF: BRANTLEY JENKINS RIDDLE HARDEE & HARDEE, GOLDSBORO, N.C. ----- THOMAS F. LOFTIN, III DURHAM, N.C. DFT: NC DEPARTMENT OF JUSTICE RALEIGH, N.C.
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(COURT RECESS)
(ORAL ARGUMENT TO RESUME AT 1:30 P.M.)

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

BUCK LATTIMORE, PANEL CHAIR
LAURA K. MAVRETIC, COMMISSIONER
PAMELA T. YOUNG, CHAIR

TUESDAY, AUGUST 26, 2008

1:30 P.M. RALEIGH, NORTH CAROLINA

506675 KIMBERLY ANN AMBROSE
& v
627621 CVS PHARMACY AND
RH ROSE HARRISON & GILREATH
1:30 GAB ROBINS AND
OHIO CASUALTY GROUP

PLF: THE VINCENT LAW FIRM
SOUTHERN SHORES, N.C.

DFT: DICKIE MCCAMEY & CHILCOTE
CHARLOTTE, N.C.

CRANFILL SUMNER & HARTZOG
RALEIGH, N.C.

635925 MARTHA A. CAPPS
JDE v
1:30 DARE COUNTY
SELF-INSURED
(SEDGWICK CMS, SERVICING AGENT)

PLF: THE VINCENT LAW FIRM
SOUTHERN SHORES, N.C.

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

222918 PAUL RAGSDALE
& v
532240 LAMAR OUTDOOR ADVERTISING
PB CNA CLAIMS
1:30

PLF: COX & GAGE
MORGANTON, N.C.

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

635910 DENNIS CHEEK
AP v
1:30 ELLISON WINDOWS & DOORS
ZURICH AMERICAN INSURANCE CO.

PLF: PEEBLES LAW FIRM
WINSTON-SALEM, N.C.

DFT: RUDISILL WHITE & KAPLAN
CHARLOTTE, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

BUCK LATTIMORE, PANEL CHAIR
LAURA K. MAVRETIC, COMMISSIONER
PAMELA T. YOUNG, CHAIR

THURSDAY, AUGUST 28, 2008

1:30 P.M. RALEIGH, NORTH CAROLINA

632116 RR 1:30	MISCHELLE CORBIN v XEROX CORPORATION SELF-INSURED (SEDGWICK CMS)	PLF: FERGUSON STEIN CHAMBERS GRESHAM & SUMTER, CHARLOTTE, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
562559 AP 1:30	DAVID HENRY MCCASLIN v SHERRILL FURNITURE COMPANY PHOENIX INSURANCE / ST. PAUL TRAVELERS	PLF: RANDY D. DUNCAN HICKORY, NC. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
435594 JG 1:30	JERRY B. BILLINGS v LADD FURNITURE, INC. SELF-INSURED (SEDGWICK CMS)	PLF: LAW OFFICES OF TIMOTHY WELBORN WILKESBORO, N.C. DFT: MULLEN HOLLAND & COOPER GASTONIA, N.C.
649042 BD 1:30	KENNETH ALFORD v KELLY SERVICES, INC. AMERICAN CASUALTY COMPANY OF READING, PA	PLF: LAW OFFICES OF TIMOTHY WELBORN WILKESBORO, N.C. DFT: SMITH MOORE GREENSBORO, N.C.
