



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 September 4, 6, and 12, 2012, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Megan Jost, Law Clerk to Commissioner Linda Cheatham, Dobbs Building, 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:

**SEPTEMBER 4, 6 & 12, 2012
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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
DANNY L. MCDONALD, COMMISSIONER
TAMMY R. NANCE, COMMISSIONER

TUESDAY, SEPTEMBER 4, 2012

9:00 A.M.

RALEIGH, NORTH CAROLINA

681908 ANDREA RADDEN
PB v
9:00 MACY'S CENTRAL
 SELF-INSURED

PLF: MARK H. WOLTZ
DURHAM, N.C.

DFT: PATTERSON DILTHEY
RALEIGH, N.C.

W65023 JULIO ALBERTO
& ZALDANA MARTINEZ

PLF: LANIER LAW GROUP
JAMESTOWN, N.C.

 v
HORACE SMITH D/B/A CAROLINA
CONSTRUCTION COMPANY AND/OR
AUTO OWNERS INSURANCE COMPANY
AND/OR DARGAN CONSTRUCTION
COMPANY (GALLAGHER BASSETT
SERVICES, INC.)

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

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

PH-2524 N.C. INDUSTRIAL COMMISSION
AP v
9:00 HORACE SMITH D/B/A CAROLINA
 CONSTRUCTION COMPANY, AND
 HORACE SMITH, INDIVIDUALLY

HEDRICK GARDNER KINCHELOE &
GAROFALO, RALEIGH, N.C.

W87625 SUZANNE E. ATKINSON
GH v
9:00 UNITED PARCEL SERVICE
 LIBERTY MUTUAL INSURANCE CO.

PLF: PRO SE.

DFT: HEDRICK GARDNER KINCHELOE &
GAROFALO, RALEIGH, N.C.

128568 CLAUDE V. MEDLIN
PB v
9:00 WEAVER COOKE CONSTRUCTION, LLC
 KEY RISK INSURANCE COMPANY

PLF: OXNER THOMAS + PERMAR
RALEIGH, N.C.

DFT: BROOKS STEVENS AND POPE
RALEIGH, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
DANNY L. MCDONALD, COMMISSIONER
TAMMY R. NANCE, COMMISSIONER

TUESDAY, SEPTEMBER 4, 2012

1:30 P.M.

RALEIGH, NORTH CAROLINA

W13767 KML 1:30	BRETT ALLSBROOK v ILLINOIS TOOL WORKS/WILSONART (BROADSPIRE)	PLF: GANLY & RAMER ASHEVILLE, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
W24237 MV 1:30	CATHY GOFF v MHI-MISSION HOSPITALS, INC. SELF-INSURED	PLF: GRIMES TEICH ANDERSON ASHEVILLE, N.C. DFT: BROOKS STEVENS AND POPE RALEIGH, N.C.
X55136 &	KRISTI D. ROBERTS v S&M USA, INC., D/B/A/ NEWTON ITALY GRILL NON-INSURED	PLF: SIGMON CLARK MACKIE HUTTON HANVEY & FERRELL, HICKORY, N.C. ----- N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
PH-2805 GH 1:30	N.C. INDUSTRIAL COMMISSION v S&M USA, INC., D/B/A/ NEWTON ITALY GRILL, NON-INSURED, AND SYED ALI RAZA, QAMAR ABBAS, AND TAHIR ALI DAMALANG, INDIVIDUALLY	DFT: SIGMON ISENHOWER & BARKLEY NEWTON, N.C. ----- CORNE & CILLEY NEWTON, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
DANNY L. MCDONALD, COMMISSIONER
TAMMY R. NANCE, COMMISSIONER

THURSDAY, SEPTEMBER 6, 2012

1:30 P.M.

RALEIGH, NORTH CAROLINA

W46148 MELISSA LOVE
BH v
1:30 TIME WARNER CABLE
 ACE/ESIS

PLF: THE SUMWALT LAW FIRM
CHARLOTTE, N.C.

DFT: HEDRICK GARDNER KINCHELOE &
GAROFALO, CHARLOTTE, N.C.

X05313 ANDREW DETWILER
BH v
1:30 ARCHER CONTROLS & ELECTRIC, INC.
 BUILDERS MUTUAL INSURANCE CO.

PLF: DEVORE ACTON & STAFFORD
CHARLOTTE, N.C.

DFT: LEWIS & ROBERTS
RALEIGH, N.C.

873073 MICHAEL WHITE
JG v
1:30 HOLIDAY INN CENTER CITY
 CHARTIS INSURANCE

PLF: PRO SE.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
DANNY L. MCDONALD, COMMISSIONER
TAMMY R. NANCE, COMMISSIONER

WEDNESDAY, SEPTEMBER 12, 2012

9:00 A.M.

RALEIGH, NORTH CAROLINA

W73624 PB 9:00	DWAYNE THOMAS v N.C. DEPARTMENT OF CORRECTION SELF-INSURED (CORVEL CORP.)	PLF: LAW OFFICE OF JESSE S. SHAPIRO APEX, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
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TA-21724 BD 9:00	MARY K. ROGERS v EAST CAROLINA UNIVERSITY	PLF: WARD AND SMITH GREENVILLE, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
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TA-21549 BD 9:00	JASON M. RAYNOR v N.C. DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY	PLF: THOMPSON & THOMPSON WARSAW, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
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COURT RECESS
(ORAL ARGUMENTS TO RESUME AT 1:30 P.M.)

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
DANNY L. MCDONALD, COMMISSIONER
TAMMY R. NANCE, COMMISSIONER

WEDNESDAY, SEPTEMBER 12, 2012

1:30 P.M.

RALEIGH, NORTH CAROLINA

W23383 DEBRA LYNN SIMPSON
GH v
RESET INGLES MARKETS, INC.
1:30 SELF-INSURED

PLF: LAW OFFICES OF DAVID GANTT
ASHEVILLE, N.C.

DFT: NORTHUP MCCONNELL & SIZEMORE
ASHEVILLE, N.C.

(MCDONALD*, NANCE & MEYER)
