

Michael F. Easley, Governor  
Buck Lattimore, Chairman



Bernadine S. Ballance, Commissioner  
Laura K. Mavretic, Commissioner  
Danny L. McDonald, Commissioner  
Christopher Scott, Commissioner  
Dianne C. Sellers, Commissioner  
Pamela T. Young, 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 September 10, 12 and 14, 2007, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Carrie Geddie, Agency Legal Specialist to Laura K. Mavretic, Commissioner, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Geddie is (919) 807-2512.**

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 10, 12 & 14, 2007  
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

LAURA K. MAVRETIC, CHAIR  
DIANNE C. SELLERS, COMMISSIONER  
PAMELA T. YOUNG, COMMISSIONER

MONDAY, SEPTEMBER 10, 2007

9:30 A.M. RALEIGH, NORTH CAROLINA

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496447 BH 9:30	THOMAS HELMS v CAROLINA COOL CARRIERS NCME FUND, C/O ISURITY INS	PLF: SCUDDER & HEDRICK RALEIGH, N.C.  DFT: ORBOCK RUARK & DILLARD WINSTON-SALEM, N.C.
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518312 JD 9:30	MARY ANN RASCOE v DOLLAR GENERAL CORPORATION DOLLAR GENERAL RISK MANAGEMENT	PLF: LUCAS DENNING & ELLERBE SELMA, N.C.  DFT: PATTERSON DILTHEY CLAY BRYSON & ANDERSON, RALEIGH, N.C.
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498727 CS 9:30	LISA D. COLLINS v ALEX LEE INC/ LOWES FOOD STORES BROADSPIRE SERVICES, INC.	PLF: ROSE RAND WILSON, N.C. <hr/> THOMAS & FARRIS WILSON, N.C. <hr/> DFT: ORBOCK RUARK & DILLARD WINSTON-SALEM, N.C.
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600156 MC 9:30	JAMES ROBERT DEANS v BRIDGESTONE/FIRESTONE SELF-INSURED (GALLAGHER BASSETT SERVICES)	PLF: EDWARDS & RICCI ROCKY MOUNT, N.C.  DFT: ROSE RAND WILSON, N.C.
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293519 CS 9:30	WILLIAM D. JOYNER, II v PARKER HEATING & COOLING FEDERATED MUTUAL INS. CO.	PLF: EARLY & CHANDLER ROCKY MOUNT, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
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LAURA K. MAVRETIC, CHAIR  
DIANNE C. SELLERS, COMMISSIONER  
PAMELA T. YOUNG, COMMISSIONER

MONDAY, SEPTEMBER 10, 2007

1:30 P.M. RALEIGH, NORTH CAROLINA

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544108      WILLIAM NOTTINGHAM, JR.  
BD                      v  
1:30      THUMPERS BAR AND GRILL  
            COMP CAROLINA

PLF:    JOSEPH FORBES, JR.  
          ELIZABETH CITY, N.C.  
  
DFT:    ALLEN KOPET & ASSOCIATES  
          RALEIGH, N.C.

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535222      ANTHONY BRETT LOWE  
PB                      v  
1:30      HARRIS TEETER  
            THE TRAVELERS

PLF:    SELLERS HINSHAW AYERS DORTCH &  
          LYONS, CHARLOTTE, N.C.  
  
DFT:    MULLEN HOLLAND & COOPER  
          GASTONIA, N.C.

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390032      PAMELA STAMPS  
CS                      v  
1:30      CITY OF CHARLOTTE  
            SELF-INSURED

PLF:    KEN HARRIS & ASSOCIATES  
          CHARLOTTE, N.C.  
  
DFT:    SMITH LAW FIRM  
          CHARLOTTE, N.C.

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409286      GENEVA MCCOY  
JD                      v  
1:30      CHAMBERS INVESTMENTS, INC.  
            D/B/A M & S DRY CLEANERS,  
            STATE FARM FIRE & CASUALTY CO.

PLF:    MILLS & LEVINE  
          MOORESVILLE, N.C.  
  
DFT:    BROOKS STEVENS & POPE  
          CARY, N.C.

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383638      WILLIAM WYNN  
BD                      v  
1:30      MCMURRAY FABRICS JAMESVILLE, INC.  
            KEY RISK INSURANCE CO.

PLF:    KELLUM LAW FIRM  
          NEW BERN, N.C.  
  
DFT:    HEDRICK EATMAN GARDNER &  
          KINCHELOE, WILMINGTON, N.C.

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LAURA K. MAVRETIC, CHAIR  
DIANNE C. SELLERS, COMMISSIONER  
PAMELA T. YOUNG, COMMISSIONER

WEDNESDAY, SEPTEMBER 12, 2007

9:30 A.M. RALEIGH, NORTH CAROLINA

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031831 & 142582 PH 9:30	ELVIS W. JACKSON v TRIANGLE ICE CO. BERKLEY INSURANCE CO. OF THE CAROLINAS	PLF: BRENT ADAMS & ASSOCIATES RALEIGH, N.C.  DFT: YOUNG MOORE & HENDERSON RALEIGH, N.C.
506424 BH 9:30	BETTY GREEN v WAL-MART STORES AMERICAN HOME INSURANCE C/O CLAIMS MANAGEMENT, INC.	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.
534110 MC 9:30	JOHN M. ROBINSON v SETO'S TEXACO, INC. ATENA INSURANCE CO.	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: LEWIS & ROBERTS RALEIGH, N.C.
556790 RH 9:30	JOANNE ALLEN v THE MEGA FORCE STAFFING GROUP, INC. AMERICAN HOME ASSURANCE CO.	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: YOUNG MOORE & HENDERSON RALEIGH, N.C.
428419 CS 9:30	JEFFERY E. ROGERS v VIRGINIA ELECTRIC AND POWER CO. ACORDIA EMPLOYERS SERVICE	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C.  DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.

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

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LAURA K. MAVRETIC, CHAIR  
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PAMELA T. YOUNG, COMMISSIONER

WEDNESDAY, SEPTEMBER 12, 2007

1:30 P.M. RALEIGH, NORTH CAROLINA

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324739 PH 1:30	TROY E. PARIS v ASHEVILLE ELECTRIC CO. FEDERATED MUTUAL INS CO.	PLF: ROOT & ROOT WEAVERVILLE, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
512465 PB 1:30	DALE C. MOORE v GOODYEAR TIRE & RUBBER CO. D/B/A KELLY SPRINGFIELD TIRE CO. LIBERTY MUTUAL INSURANCE CO.	PLF: LAW OFFICES OF KATHLEEN G. SUMNER, GREENSBORO, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
490196 BH 1:30	ROLAND FLANIGAN v TIRE KINGDOM STORE # 205 ESIS INC	PLF: BOLLINGER & PIEMONTE CHARLOTTE, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
443061 CS 1:30	RICKEY SWILLING v HOLLAND TRANSFER CO. INC. AIG CLAIM SERVICES, INC.	PLF: BOLLINGER & PIEMONTE CHARLOTTE, N.C.  DFT: CRANFILL SUMNER & HARTZOG CHARLOTTE, N.C.
532128 MG 1:30	JUAN COTTO v TRIPLE S MARKETING GROUP, INC. LIBERTY MUTUAL INS. CO.	PLF: PRO SE  DFT: CRANFILL SUMNER & HARTZOG CHARLOTTE, N.C.

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PAMELA T. YOUNG, COMMISSIONER

FRIDAY, SEPTEMBER 14, 2007

9:30 A.M. RALEIGH, NORTH CAROLINA

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435756 CS 9:30	DARLENA LITTLE v DUKE UNIVERSITY MEDICAL CENTER SELF-INSURED	PLF: SCUDDER & HEDRICK RALEIGH, N.C.  DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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548938 AP 9:30	ANNETTE HONAKER v MARRIOTT INTERNATIONAL INC. ACE USA	PLF: THE QUINN LAW FIRM GREENSBORO, N.C.  DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.
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554052 PH 9:30	JOSEPHINE MILLER v CENTRAL LEASING MANAGEMENT, INC. ZURICH NORTH AMERICA	PLF: WALDEN & WALDEN WINSTON-SALEM, N.C.  DFT: MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.
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153567 PB 9:30	JAY HORAN v AMERICAN ORNAMENTAL IRONWORX, INC. CLAIMS CONSULTING ASSOC INC.	PLF: CRUMLEY & ASSOCIATES WINSTON-SALEM, N.C.  DFT: MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
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462228 JG 9:30	JACOB MENSER v STANLEY STEEMER HARTFORD INSURANCE CO.	PLF: PRO SE   DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.

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