



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 28, 30, and October 2, 2009, all motions, requests for continuances, and telephone inquiries should be directed to the attention of James Vaughan, Agency Legal Specialist to Chair, Pamela T. Young, 4336 Mail Service Center, Raleigh, North Carolina 27611. The telephone number for Mr. Vaughan 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:

**SEPTEMBER 28, 30 AND OCTOBER 2, 2009
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

Linda Langdon
Docket Director

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

PAMELA T. YOUNG, CHAIR
BERNADINE S. BALLANCE, COMMISSIONER
DANNY L. MCDONALD, COMMISSIONER

MONDAY, SEPTEMBER 28, 2009

9:30 A. M.

RALEIGH, NORTH CAROLINA

554015 SG 9:30	WOODROW NORRIS v ADVANCE SIGNS & SERVICE, INC. ERIE INSURANCE	PLF: MARTIN & JONES RALEIGH, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
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231705 GH 9:30	ALISON CARTRETTE v CAROLINA MEDICAL RESPONSE, INC. TRAVELERS	PLF: THE MCGOUGAN LAW FIRM TABOR CITY, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, WILMINGTON, N.C.
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773176 & 781740 BD 9:30	CHERYL ANN BLAKE v CREE, INC. TRAVELERS INSURANCE CO.	PLF: PRO SE DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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703590 VH 9:30	PATRICK E. ANDREWS v PARK N SHOP FOOD MART, INC. D/B/A PIGGLY WIGGLY FARA NATIONAL INSURANCE CO.	PLF: PRO SE DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, WILMINGTON, N.C.
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352436 RWR 9:30	SARA LOUISE MOORE v FIRST CITIZENS BANK THE PMA INSURANCE GROUP (MCDONALD*, MEYER & YOUNG)	PLF: LENNON & CAMAK RALEIGH, N.C. DFT: WARD & SMITH RALEIGH, N.C.
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COURT RECESS
(ORAL ARGUMENT TO RESUME AT 1:30 P.M.)

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PAMELA T. YOUNG, CHAIR
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1:30 P. M.

RALEIGH, NORTH CAROLINA

815245 VH 1:30	MICHAEL LIVINGSTON v GOODYEAR RUBBER & TIRE CO. D/B/A KELLY SPRINGFIELD TIRE CO. SELF-INSURED (TRAVELERS)	PLF: LEICHT AND OLINGER ASHEVILLE, N.C. DFT: CRANFILL SUMNER & HARTZOG CHARLOTTE, N.C.
794019 MG 1:30	JAMES PAUL MEEKS v FITTS PAINTING ERIE INSURANCE GROUP	PLF: CHARLES G. MONNETT, III & ASSOC CHARLOTTE, N.C. DFT: MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
563760 GG 1:30	ESTATE OF GAIL S. BLACKBURN, BY KIMBERLY SUE PHELPS, ADMINISTRATRIX v STABILUS FIREMAN'S FUND INSURANCE ROYAL & SUNALLIANCE INSURANCE AND TRAVELERS INSURANCE CO.	PLF: WALLACE & GRAHAM SALISBURY, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C. ----- MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C. ----- RUDISILL WHITE & KAPLAN CHARLOTTE, N.C.

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WEDNESDAY, SEPTEMBER 30, 2009

9:30 A. M.

RALEIGH, NORTH CAROLINA

828926 JD 9:30	RAYMOND SILVER v RURAL HEALTH GROUP, INC. THE HARTFORD	PLF: LAW OFFICE OF ROBERTA L. EDWARDS, ROCKY MOUNT, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
864898 PB 9:30	RICHARD BARNES v TINNEY PAINTING CONTRACTORS BRIDGEFIELD CASUALTY INS CO.	PLF: CHRISTINA RIVENBARK & ASSOCIATES WILMINGTON, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
734140 BD 9:30	NELLIE FARMER v BRIDGESTONE/FIRESTONE GALLAGHER BASSETT SERVICES	PLF: PERRY & ASSOCIATES ROCKY MOUNT, N.C. DFT: MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.
TA-20682 GG 9:30	CHARLENE ELEY v NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF SOCIAL SERVICES, CHILD SUPPORT ENFORCEMENT	PLF: PRO SE DFT: NC DEPARTMENT OF JUSTICE RALEIGH, N.C.
013245 RH 9:30	LAZONA GALE SPEARS v BETSY JOHNSON MEMORIAL HOSPITAL N.C. GUARANTY ASSOCIATION, SUCCESSOR TO RELIANCE INSURANCE COMPANY	PLF: PRO SE DFT: YOUNG MOORE AND HENDERSON RALEIGH, N.C.

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

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WEDNESDAY, SEPTEMBER 30, 2009

1:30 P. M.

RALEIGH, NORTH CAROLINA

883676 & 883678 PH 1:30	CHARLES C. FUSSELL, III v GCA SERVICES GROUP WAUSAU INSURANCE CO.	PLF: J. BOYCE GARLAND, JR. GASTONIA, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
761688 RR 1:30	JAMES A. WHALING v FOOD LION SELF-INSURED (RISK MANAGEMENT SERVICES, INC.)	PLF: HUFFMAN LAW FIRM SALISBURY, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
582185 MG 1:30	JENNIFER MARTIN v LYDALL THERMAL/ACOUSTICAL, INC. PHOENIX INSURANCE	PLF: WALDEN & WALDEN WINSTON-SALEM, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
421966 GH 1:30	MICHAEL P. BRANCH, II v FOOD LION, LLC SELF-INSURED (RISK MANAGEMENT SERVICES, INC.)	PLF: CLIFFORD CLENDENIN O'HALE & JONES, GREENSBORO, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
