

**THIS IS THE ONLY NOTICE YOU WILL RECEIVE**

**NORTH CAROLINA INDUSTRIAL COMMISSION  
HEARING DOCKET**

**DEPUTY COMMISSIONER: ADRIAN PHILLIPS  
COURT REPORTER: GRAHAM ERLACHER & ASSOCIATES**

**MONDAY, OCTOBER 31ST, 2011  
MECKLENBURG COUNTY COURT  
ROOM 6350  
832 EAST 4TH STREET  
CHARLOTTE, NORTH CAROLINA**

**I.C. FILE NUMBER**

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|         |                                         |      |                               |
|---------|-----------------------------------------|------|-------------------------------|
| 150231  | DENNIS SHUTTERS                         | PLF: | LAW OFFICES OF DARRIN GAMRADT |
| 9:00    | V.                                      |      | CONCORD, NC                   |
| **      | CONCORD HOUSE, LLC. d/b/a CONCORD HOUSE | DFT: |                               |
|         | NON-INSURED                             |      |                               |
|         | AND/OR                                  | DFT: | McANGUS GOUDELOCK & COURIE    |
|         | THIRDSTREET MANAGEMENT                  |      | CHARLOTTE, NC                 |
|         | PMA INSURANCE GROUP                     | DFT: | CRANFILL SUMNER & HARTZOG     |
|         | AND                                     |      | RALEIGH, NC                   |
|         | NC INDUSTRIAL COMMISSION                |      | ATTORNEY GENERAL'S OFFICE     |
|         | V.                                      |      | RALEIGH, NC                   |
| PH-2387 | CONCORD HOUSE, LLC. d/b/a CONCORD HOUSE |      |                               |
|         | And KENNETH R. HODGES, Individually     |      |                               |

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**PLEASE REFER TO "SECTION VI-EXPERT WITNESS" OF THE "NOTICE TO ALL PARTIES" INSTRUCTIONS REGARDING THE TESTIMONY OF EXPERT WITNESS.**

**NOTICE TO ATTORNEYS: A COPY OF THIS CALENDAR IS NOT BEING SENT TO REPRESENTED PARTIES. IT IS YOUR RESPONSIBILITY TO NOTIFY YOUR CLIENT.**

**\*\*THE NOTICES ABOVE APPLY TO ALL CASES SCHEDULED THROUGHOUT THE DESIGNATED WEEK. \*\*  
\*\*PRE-TRIAL ORDER REQUIRED\*\***

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**DEPUTY COMMISSIONER: ADRIAN PHILLIPS  
COURT REPORTER: GRAHAM ERLACHER & ASSOCIATES**

**TUESDAY, NOVEMBER 1ST, 2011  
MECKLENBURG COUNTY COURT  
ROOM 6350  
832 EAST 4TH STREET  
CHARLOTTE, NORTH CAROLINA**

**I.C. FILE NUMBER**

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|         |                                       |      |                              |
|---------|---------------------------------------|------|------------------------------|
| 094335  | ERASMO M. LEPE                        | PLF: | THE ROBERTS LAW FIRM         |
| 9:00    | V.                                    |      | GASTONIA, NC                 |
| **      | JOHN R. POORE BUILDER, INC.           | DFT: |                              |
|         | NON-INSURED                           |      |                              |
|         | AND/OR                                |      |                              |
|         | RANDALL HOMES, INC.                   | DFT: |                              |
|         | NON-INSURED                           |      |                              |
|         | AND/OR                                |      |                              |
|         | JERONIMO LEPE PENA                    | DFT: |                              |
|         | NON-INSURED                           |      |                              |
|         | AND/OR                                |      |                              |
|         | PETERSON BUILDERS FRAMING CONTRACTORS | DFT: | McANGUS GOUDELOCK & COURIE   |
|         | LIBERTY MUTUAL INSURANCE COMPANY      |      | CHARLOTTE, NC                |
|         | AND/OR                                |      |                              |
|         | DANO MORALES CONSTRUCTION             | DFT: | HEDRICK GARDNER KINCHELOE... |
|         | TRAVELERS INDEMNITY COMPANY           |      | CHARLOTTE, NC                |
|         | AND                                   |      |                              |
|         | NC INDUSTRIAL COMMISSION              |      | ATTORNEY GENERAL'S OFFICE    |
|         | V.                                    |      | RALEIGH, NC                  |
| PH-2256 | JOHN R. POORE BUILDER, INC.           |      |                              |
|         | And JOHN R. POORE, Individually       |      |                              |
|         | And JALENDA D. POORE, Individually    |      |                              |
|         | RANDALL HOMES, INC.                   |      |                              |
|         | And JOHN R. POORE, Individually       |      |                              |
|         | JERONIMO LEPE PENA                    |      |                              |
|         | And JERONIMO LEPE PENA, Individually  |      |                              |

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|         |                                    |      |                            |
|---------|------------------------------------|------|----------------------------|
| 920743  | RICKY C. WEAVER                    | PLF: | LAW OFFICES OF LEE & SMITH |
| 9:00    | V.                                 |      | SPARTANBURG, SC            |
|         | MICHAEL K. BERRY d/b/a KB SQUARED  | DFT: |                            |
|         | NON-INSURED                        |      |                            |
|         | AND                                |      |                            |
|         | NC INDUSTRIAL COMMISSION           |      | ATTORNEY GENERAL'S OFFICE  |
|         | V.                                 |      | RALEIGH, NC                |
| PH-2133 | MICHAEL K. BERRY d/b/a KB SQUARED  |      |                            |
|         | And MICHAEL K. BERRY, Individually |      |                            |

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|----------------|------------------------------------------------------|-------------|-------------------------------------|
| <b>X28106</b>  | <b>JAMES EDWARDS</b>                                 | <b>PLF:</b> | <b>BROWN MOORE &amp; ASSOCIATES</b> |
| <b>9:00</b>    | <b>V.</b>                                            |             | <b>CHARLOTTE, NC</b>                |
|                | <b>WINFRED N. PITTS d/b/a</b>                        | <b>DFT:</b> |                                     |
|                | <b>CERTIFIED AUTO SERVICE</b>                        |             |                                     |
|                | <b>NON-INSURED</b>                                   |             |                                     |
|                | <b>AND</b>                                           |             |                                     |
|                | <b>NC INDUSTRIAL COMMISSION</b>                      |             | <b>ATTORNEY GENERAL'S OFFICE</b>    |
|                | <b>V.</b>                                            |             | <b>RALEIGH, NC</b>                  |
| <b>PH-2793</b> | <b>WINFRED N. PITTS d/b/a CERTIFIED AUTO SERVICE</b> |             |                                     |
|                | <b>And WINFRED N. PITTS, Individually</b>            |             |                                     |

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**\*\*PRE-TRIAL ORDER REQUIRED\*\***

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**TUESDAY, NOVEMBER 1ST, 2011  
MECKLENBURG COUNTY COURT  
ROOM 6350  
832 EAST 4TH STREET  
CHARLOTTE, NORTH CAROLINA**

**I.C. FILE NUMBER**

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|                |                                                                             |             |                                  |
|----------------|-----------------------------------------------------------------------------|-------------|----------------------------------|
| <b>W02589</b>  | <b>ARTHUR LEE KAYLOR</b>                                                    | <b>PLF:</b> | <b>RANDY D. DUNCAN</b>           |
| <b>9:00</b>    | <b>V.</b>                                                                   |             | <b>HICKORY, NC</b>               |
|                | <b>DAVID DOWELL d/b/a</b>                                                   | <b>DFT:</b> |                                  |
|                | <b>CONOVER CHAIR &amp; DOWELL CRAFT FURNITURE</b>                           |             |                                  |
|                | <b>NON-INSURED</b>                                                          |             |                                  |
|                | <b>AND/OR</b>                                                               |             |                                  |
|                | <b>DOWELL CRAFT FURNITURE COMPANY, INC.</b>                                 | <b>DFT:</b> |                                  |
|                | <b>AND/OR</b>                                                               |             |                                  |
|                | <b>CONOVER CHAIR ACQUISITION CO., INC.</b>                                  | <b>DFT:</b> |                                  |
|                | <b>AND/OR</b>                                                               |             |                                  |
|                | <b>DOWELL REAL ESTATE HOLDINGS, LLC.</b>                                    | <b>DFT:</b> |                                  |
|                | <b>AND</b>                                                                  |             |                                  |
|                | <b>NC INDUSTRIAL COMMISSION</b>                                             |             | <b>ATTORNEY GENERAL'S OFFICE</b> |
|                | <b>V.</b>                                                                   |             | <b>RALEIGH, NC</b>               |
| <b>PH-2544</b> | <b>DAVID DOWELL d/b/a CONOVER CHAIR &amp; DOWELL CRAFT FURNITURE And/or</b> |             |                                  |
|                | <b>DOWELL CRAFT FURNITURE COMPANY, INC. And/or</b>                          |             |                                  |
|                | <b>CONOVER CHAIR ACQUISITION CO., INC. And/or</b>                           |             |                                  |
|                | <b>DOWELL REAL ESTATE HOLDINGS, LLC. And/or</b>                             |             |                                  |
|                | <b>And JOHN NATHAN DOWELL, Individually</b>                                 |             |                                  |
|                | <b>And JOHN DAVID DOWELL, Individually</b>                                  |             |                                  |
|                | <b>And REBECCA C. DOWELL, Individually</b>                                  |             |                                  |
|                | <b>And JENNIFER R. DOWELL, Individually</b>                                 |             |                                  |

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|                |                                                                      |             |                                        |
|----------------|----------------------------------------------------------------------|-------------|----------------------------------------|
| <b>W98028</b>  | <b>ROCHELLE BAXLA</b>                                                | <b>PLF:</b> | <b>LAW OFFICES OF JEFFREY G. SCOTT</b> |
| <b>9:00</b>    | <b>V.</b>                                                            |             | <b>CHARLOTTE, NC</b>                   |
| <b>**</b>      | <b>CYBERIA LLC. d/b/a LUCKY SWEEPSTAKES</b>                          | <b>DFT:</b> |                                        |
|                | <b>And/or LUCKY SWEEPSTAKES</b>                                      |             |                                        |
|                | <b>NON-INSURED</b>                                                   |             |                                        |
|                | <b>AND/OR</b>                                                        |             |                                        |
|                | <b>USMANI HOLDINGS, LLC.</b>                                         | <b>DFT:</b> |                                        |
|                | <b>NON-INSURED</b>                                                   |             |                                        |
|                | <b>AND/OR</b>                                                        |             |                                        |
|                | <b>JACKSON HEWIT – TAXTYME, INC.</b>                                 | <b>DFT:</b> | <b>HEDRICK GARDNER KINCHELOE...</b>    |
|                | <b>PHOENIX INSURANCE COMPANY</b>                                     |             | <b>CHARLOTTE, NC</b>                   |
|                | <b>AND</b>                                                           |             |                                        |
|                | <b>NC INDUSTRIAL COMMISSION</b>                                      |             | <b>ATTORNEY GENERAL'S OFFICE</b>       |
|                | <b>V.</b>                                                            |             | <b>RALEIGH, NC</b>                     |
| <b>PH-2758</b> | <b>CYBERIA LLC. d/b/a LUCKY SWEEPSTAKES And/or LUCKY SWEEPSTAKES</b> |             |                                        |
|                | <b>AND/OR</b>                                                        |             |                                        |
|                | <b>USMANI HOLDINGS, LLC.</b>                                         |             |                                        |
|                | <b>And NAJAM USMANI, Individually</b>                                |             |                                        |

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**TUESDAY, NOVEMBER 1ST, 2011  
MECKLENBURG COUNTY COURT  
ROOM 6350  
832 EAST 4TH STREET  
CHARLOTTE, NORTH CAROLINA**

**I.C. FILE NUMBER**

**X16434 THOMAS B. STROUPE  
9:00 V.  
\*\* CHRIS DANIELS d/b/a A PLUS ROOFING  
NON-INSURED  
AND  
NC INDUSTRIAL COMMISSION  
V.  
PH-2701 CHRIS DANIELS d/b/a A PLUS ROOFING  
And CHRIS DANIELS, Individually**

**PLF: WARREN & KALLIANOS  
CHARLOTTE, NC  
DFT: COPELAND COOK & RICHARDS  
CORNELIUS, NC  
  
ATTORNEY GENERAL'S OFFICE  
RALEIGH, NC**

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**WEDNESDAY, NOVEMBER 2ND, 2011  
MECKLENBURG COUNTY COURT  
ROOM 6350  
832 EAST 4TH STREET  
CHARLOTTE, NORTH CAROLINA**

**I.C. FILE NUMBER**

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|                               |                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                               |
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| <b>W79697<br/>9:00<br/>**</b> | <b>THOMAS H. FREELAND<br/>V.<br/>RANDY SPERLING, JACK SPERLING AND<br/>SCOTT SPERLING d/b/a SPERLING CONSTRUCTION<br/>NON-INSURED<br/>AND/OR<br/>RANDOLF &amp; RANDALL, LLC.<br/>AND/OR<br/>ORFORD FAMILY LIMITED PARTNERSHIP NC<br/>AND/OR<br/>SOUTHLAND LOG HOMES, INC.<br/>CRUM &amp; FORSTER<br/>AND<br/>NC INDUSTRIAL COMMISSION<br/>V.</b> | <b>PLF: SELLERS HINSHAW AYERS DORCH...<br/>CHARLOTTE, NC<br/>DFT:<br/>DFT:<br/>DFT: HEDRICK GARDNER KINCHELOE...<br/>CHARLOTTE, NC<br/>DFT: CRANFILL SUMNER &amp; HARTZOG<br/>CHARLOTTE, NC<br/>ATTORNEY GENERAL'S OFFICE<br/>RALEIGH, NC</b> |
| <b>PH-2567</b>                | <b>RANDY SPERLING, JACK SPERLING AND SCOTT SPERLING d/b/a SPERLING CONSTRUCTION<br/>And RANDY SPERLING, Individually<br/>And JACK SPERLING, Individually<br/>And SCOTT SPERLING, Individually<br/>RANDOLF &amp; RANDALL, LLC.<br/>And KENNETH SPERLING, Individually</b>                                                                         |                                                                                                                                                                                                                                               |

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|------------------------|------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------|
| <b>X19903<br/>9:00</b> | <b>VENANCIO AMAYA HERNANDEZ<br/>V.<br/>TEMPCO STAFFING, INC.<br/>NON-INSURED<br/>AND<br/>NC INDUSTRIAL COMMISSION<br/>V.</b> | <b>PLF: THE EMORY LAW FIRM<br/>CHARLOTTE, NC<br/>DFT:<br/>ATTORNEY GENERAL'S OFFICE<br/>RALEIGH, NC</b> |
| <b>PH-2688</b>         | <b>TEMPCO STAFFING, INC.<br/>And ZHIVIAGA SAXON, Individually</b>                                                            |                                                                                                         |

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|------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------|
| <b>X55136<br/>9:00</b> | <b>KRISTI D. ROBERTS<br/>V.<br/>S&amp;M USA INC. d/b/a NEWTON ITALY GRILL<br/>NON-INSURED<br/>AND<br/>NC INDUSTRIAL COMMISSION<br/>V.</b>                       | <b>PLF: SIGMON CLARK MACKIE HANVEY...<br/>HICKORY, NC<br/>DFT:<br/>ATTORNEY GENERAL'S OFFICE<br/>RALEIGH, NC</b> |
| <b>PH-2805</b>         | <b>S&amp;M USA INC. d/b/a NEWTON ITALY GRILL<br/>And SYED ALI RAZA, Individually<br/>And QAMAR ABBAS, Individually<br/>And TAHIR ALI DAMALANG, Individually</b> |                                                                                                                  |

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**I.C. FILE NUMBER**

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|                |                                            |             |                                  |
|----------------|--------------------------------------------|-------------|----------------------------------|
| <b>X52104</b>  | <b>MARK KONZER</b>                         | <b>PLF:</b> | <b>TRAVIS E. COLLUM</b>          |
| <b>9:00</b>    | <b>V.</b>                                  |             | <b>MOORESVILLE, NC</b>           |
| <b>**</b>      | <b>HP RACING, LLC.</b>                     | <b>DFT:</b> | <b>JOHN F. HANZEL</b>            |
|                | <b>NON-INSURED</b>                         |             | <b>CORNELIUS, NC</b>             |
|                | <b>AND</b>                                 |             |                                  |
|                | <b>NC INDUSTRIAL COMMISSION</b>            |             | <b>ATTORNEY GENERAL'S OFFICE</b> |
|                | <b>V.</b>                                  |             | <b>RALEIGH, NC</b>               |
| <b>PH-2796</b> | <b>HP RACING, LLC.</b>                     |             |                                  |
|                | <b>And RANDY N. HUMPHREY, Individually</b> |             |                                  |
|                | <b>And PHIL PARSONS, Individually</b>      |             |                                  |

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|                |                                          |             |                                     |
|----------------|------------------------------------------|-------------|-------------------------------------|
| <b>X35734</b>  | <b>ALFREDO ALBARRAN-ALBARRAN</b>         | <b>PLF:</b> | <b>BUTLER QUINN &amp; HOCHMAN</b>   |
| <b>9:00</b>    | <b>V.</b>                                |             | <b>CHARLOTTE, NC</b>                |
| <b>**</b>      | <b>ENRIQUE ARGUETA</b>                   | <b>DFT:</b> |                                     |
|                | <b>NON-INSURED</b>                       |             |                                     |
|                | <b>AND/OR</b>                            |             |                                     |
|                | <b>TRAVELERS</b>                         | <b>DFT:</b> | <b>HEDRICK GARDNER KINCHELOE...</b> |
|                | <b>AND</b>                               |             | <b>CHARLOTTE, NC</b>                |
|                | <b>NC INDUSTRIAL COMMISSION</b>          |             | <b>ATTORNEY GENERAL'S OFFICE</b>    |
|                | <b>V.</b>                                |             | <b>RALEIGH, NC</b>                  |
| <b>PH-2760</b> | <b>ENRIQUE ARGUETA</b>                   |             |                                     |
|                | <b>And ENRIQUE ARGUETA, Individually</b> |             |                                     |

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|                |                                                |             |                                      |
|----------------|------------------------------------------------|-------------|--------------------------------------|
| <b>W95652</b>  | <b>CRISTINO BORJA PEREZ</b>                    | <b>PLF:</b> | <b>LAW OFFICES OF STEFAN LATORRE</b> |
| <b>9:00</b>    | <b>V.</b>                                      |             | <b>CHARLOTTE, NC</b>                 |
| <b>**</b>      | <b>CRESCENCIO C. FUENTES</b>                   | <b>DFT:</b> |                                      |
|                | <b>NON-INSURED</b>                             |             |                                      |
|                | <b>AND/OR</b>                                  |             |                                      |
|                | <b>LIBERTY MUTUAL</b>                          | <b>DFT:</b> | <b>CRANFILL SUMNER &amp; HARTZOG</b> |
|                | <b>AND/OR</b>                                  |             | <b>CHARLOTTE, NC</b>                 |
|                | <b>BING ENTERPRISES</b>                        | <b>DFT:</b> | <b>LEWIS &amp; ROBERTS</b>           |
|                | <b>BUILDERS MUTUAL</b>                         |             | <b>RALEIGH, NC</b>                   |
|                | <b>NC INDUSTRIAL COMMISSION</b>                |             | <b>ATTORNEY GENERAL'S OFFICE</b>     |
|                | <b>V.</b>                                      |             | <b>RALEIGH, NC</b>                   |
| <b>PH-2812</b> | <b>CRESCENCIO C. FUENTES</b>                   |             |                                      |
|                | <b>And CRESCENCIO C. FUENTES, Individually</b> |             |                                      |

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