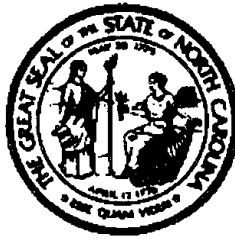


Michael F. Easley, Governor
Buck Lattimore, Chairman



Bernadine S. Ballance, Commissioner
Danny L. McDonald, Commissioner
Laura K. Mavretic, Commissioner
Christopher Scott, Commissioner
Dianne C. Sellers, Commissioner
Pamela T. Young, Commissioner

(REVISED CALENDAR)

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 November 1, 5, and 8, 2007 all motions, requests for continuances, and telephone inquiries should be directed to the attention of David Stahl, Agency Legal Specialist to Commissioner Christopher Scott, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Mr. Stahl is (919) 807-2514. 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:

NOVEMBER 1, 5, & 8, 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

CHRISTOPHER SCOTT-CHAIR
DANNY L. MCDONALD, COMMISSIONER
DIANNE C. SELLERS, COMMISSIONER

THURSDAY, NOVEMBER 1, 2007

9:30 A.M. RALEIGH, NORTH CAROLINA

569813 AP 9:30	TONIA MCNAIR v CHARLES GRAHAM D/B/A COMPANION HOME HEALTH CRAWFORD & COMPANY	PLF: THE KILBRIDE LAW FIRM RALEIGH, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.
472004 CS 9:30	MYRON SALMON v FITCH LUMBER COMPANY, INC. TRAVELERS INDEMNITY CO.	PLF: PATTERSON HARKAVY CHAPEL HILL, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.
170865 CS 9:30	PHYLLIS ROSE, WIDOW AND SOLE WHOLE DEPENDENT OF JIMMY RANDALL ROSE, DECEASED, v SAMPSON-BLADEN OIL COMPANY FEDERATED MUTUAL INSURANCE	PLF: LUCAS BRYANT DENNING & ELLERBE SELMA, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.
456073 & 528358 PB 9:30	WYATT WOMBLE v G & D TRANSPORTATION ZURICH INSURANCE COMPANY	PLF: MAST SCHULZ MAST JOHNSON & WELLS, SMITHFIELD, N.C. DFT: ALLEN KOPET & ASSOCIATES RALEIGH, N.C.
473542 RWR 9:30	CYNTHIA LAMSON v WAFFLE HOUSE, INC. SELF-INSURED (OSTEEN ADJUSTING SERVICE)	PLF: ANDERSON LAW FIRM WILSON, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHRISTOPHER SCOTT-CHAIR
DANNY L. MCDONALD, COMMISSIONER
DIANNE C. SELLERS, COMMISSIONER

THURSDAY, NOVEMBER 1, 2007

1:30 P.M. RALEIGH, NORTH CAROLINA

434952 MG 1:30	DONNA A.MCKINNEY v LOWE'S HOME IMPROVEMENT SELF-INSURED (SPECIALTY RISK SERVICES)	PLF: LAW OFFICES OF LEE & SMITH SPARTANBURG, S.C. DFT: BROOKS STEVENS & POPE CARY, N.C.
833698 GG 1:30	DAVID W. BARR v CLARK TIRE AND AUTO SUPPLY CO. SELF-INSURED (KEY RISK MANAGEMENT SERVICES)	PLF: YOUNG MORPHIS BACH & TAYLOR HICKORY, N.C. DFT: PRATHER LAW FIRM RALEIGH, N.C.
269456 CS 1:30	IRMA LOPEZ v STREETS & AVENUES RESTAURANTS KEY RISK MANAGEMENT SERVICE	PLF: SELLERS HINSHAW AYERS DORTCH & LYONS, CHARLOTTE, N.C. DFT: PRATHER LAW FIRM RALEIGH, N.C.
TA-19936 BB 1:30	DONNA SENTENDREY v SOUTH PIEDMONT COMMUNITY COLLEGE	PLF: JOHNSTON ALLISON & HORD CHARLOTTE, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHRISTOPHER SCOTT-CHAIR
DANNY L. MCDONALD, COMMISSIONER
DIANNE C. SELLERS, COMMISSIONER

MONDAY, NOVEMBER 5, 2007

9:30 A.M. RALEIGH, NORTH CAROLINA

600557 MC 9:30	COLTER BRADLEY STANFIELD v METAL BEVERAGE CONTAINER/ BALL CORPORATION SELF-INSURED (SPECIALITY RISK SERVICES, INC.)	PLF: PATTERSON HARKAVY CHAPEL HILL, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM RALEIGH, N.C.
462339 GG 9:30	KEITH L. HUFFMAN v MOHAWK INDUSTRIES, INC. SELF-INSURED (SEDGWICK CMS)	PLF: PATTERSON HARKAVY CHAPEL HILL, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM RALEIGH, N.C.
100455 JG 9:30	JACQUELINE SCOTT v TJX COMPANIES D/B/A MARSHALL'S CNA INSURANCE COMPANY	PLF: KENNETH M. JOHNSON GREENSBORO, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM RALEIGH, N.C.
926505 SG 9:30	SHIBLI HASSAN SHIBLI, FATHER; FATIMA HASSAN SHIBLI, MOTHER; GEORGINA PENA, ALLEGED DEPENDENT; JENNY PENA, ALLEGED MINOR CHILD DEPENDENT; JASMINE HASSAN, ALLEGED MINOR CHILD; OF KHAIR HASSAN, DECEDENT v MILLER METALS BUILDER'S MUTUAL INSURANCE CO.	PLF: CHARLES R. HASSELL, JR. RALEIGH, N.C. ----- GEORGINA PENA, PRO SE ----- SCOTT HEDRICK (GUARDIAN AD LITEM FOR JENNY PENA) WILMINGTON, N.C. ----- SHERMAN A. CRINER (GUARDIAN AD LITEM FOR JASMINE HASS WILMINGTON, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHRISTOPHER SCOTT-CHAIR
DANNY L. MCDONALD, COMMISSIONER
DIANNE C. SELLERS, COMMISSIONER

THURSDAY, NOVEMBER 8, 2007

9:30 A.M. RALEIGH, NORTH CAROLINA

619162 WT 9:30	JAMES L. LUNSFORD v UNITED PARCEL SERVICE LIBERTY MUTUAL INSURANCE CO.	PLF: PATTERSON HARKAVY CHAPEL HILL, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.
276597 PH 9:30	MARK THRIFT v DAVID JAMES & CO. BUILDERS MUTUAL INSURANCE CO.	PLF: THE LAW OFFICES OF JAMES B. GILLESPIE, JR. WILMINGTON, N.C. DFT: LEWIS & ROBERTS RALEIGH, N.C.
557240 & 557241 MC 9:30	DWIGHT B. HANSLEY v FLANDERS FILTERS, INC. SAFETY NATIONAL CASULTY CORP	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.
155803 WT 9:30	RONALD W. SMITH v PITT COUNTY SELF/SEDGWICK CMS (SELLERS*, MCDONALD & SCOTT)	PLF: TAFT TAFT & HAIGHLER GREENVILLE, N.C. DFT: SUMRELL SUGG CARMICHAEL HICKS & HART, NEW BERN, N.C.
484677 PH 9:30	RICHARD N. OTTERBOURG v ROSS & WITMER, INC. GALLAGHER BASSETT SERVICES, INC.	PLF: PRO SE DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHRISTOPHER SCOTT-CHAIR
DANNY L. MCDONALD, COMMISSIONER
DIANNE C. SELLERS, COMMISSIONER

THURSDAY, NOVEMBER 8, 2007

1:30 P.M. RALEIGH, NORTH CAROLINA

480604 BD 1:30	WILLIAM DOBSON v THE SALVATION ARMY CHESTERFIELD SERVICES, INC.	PLF: THE LAW OFFICES OF DAVID GANTT ASHEVILLE, N.C. DFT: RUDISILL WHITE & KAPLAN CHARLOTTE, N.C.
<hr/>		
397190 RH 1:30	JERRY WILLIAMS v JACK BARTLETT MOVING CO, INC. ST. PAUL TRAVELERS INS CO.	PLF: THE LAW OFFICES OF DAVID GANTT ASHEVILLE, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
<hr/>		
555721 JD 1:30	MARIA FERNANDEZ v MIZPAH HEALTHCARE, INC. D/B/A MOUNTAIN VIEW ASSISTED LIVING BERKSHIRE HATHAWAY HOMESTATE COMPANIES	PLF: WILLIAM L. GARDO HENDERSONVILLE, N.C. DFT: BROTHERTON FORD YEOMAN & BERRY, GREENSBORO, N.C.
<hr/>		

832331 & PH-1715 GH 1:30	MICHAEL GROUSE v DRB BASEBALL MANAGEMENT, INC. D/B/A WINSTON SALEM SPIRITS, NON-INSURED, AND DENNIS R. BASTIEN, INDIVIDUALLY NORTH CAROLINA INDUSTRIAL COMMISSION v DRB BASEBALL MANAGEMENT, INC. D/B/A WINSTON SALEM SPIRITS, NON-INSURED, AND DENNIS R. BASTIEN, INDIVIDUALLY	PLF: ORBOCK RUARK & DILLARD WINSTON-SALEM, N.C. ----- N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C. DFT: HARTFIELD MOUNTCASTLE DEAL VAN ZANDT & MANN, WINSTON-SALEM, N.C. (MCDONALD *, SCOTT & SELLERS)
