

Pat McCrory, Governor
Andrew T. Heath, Chairman



Charlton L. Allen, Commissioner
Bernadine S. Ballance, Commissioner
Linda Cheatham, Commissioner
Danny L. McDonald, Commissioner
Tammy R. Nance, Commissioner

North Carolina Industrial Commission

IMPORTANT NOTICE TO ALL PARTIES

The cases listed on the attached calendar are scheduled for disposition by the Full Commission. Some cases may be determined without oral argument per I. C. Rule 701(8). The parties will be notified by the Commission prior to the hearing dates below if oral argument is declined. If no such notification is provided, oral arguments will be held as scheduled below:

DECEMBER 1, 3, 8 AND 10, 2014
DOBBS BUILDING, SECOND FLOOR, ROOM 2173
430 NORTH SALISBURY STREET
RALEIGH, NORTH CAROLINA 27603

Please enter the building through the security desk area located on the third floor (on the mall area). You will be required to present a photo ID in order to enter the building.

Please review the enclosed calendar to determine the exact date on which your case will be heard. The cases docketed 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.

For cases set on the attached calendar before the Full Commission, all motions, requests for continuances, and other inquiries should be directed to the attention of Tyler Younts, Law Clerk to Commissioner Charlton L. Allen, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699-4336. The telephone number for Mr. Younts is (919) 807-2651 and the e-mail address is tyler.younts@ic.nc.gov.

Requests for continuances should 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 the Docket Director. Stipulations for first extensions of time to file Forms 44 or briefs must 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 Motion and proposed Order to the Commission; however, the parties must inform the Commission, in writing, as to the extension of time agreed upon. Any party who fails to timely file a brief may not be allowed oral argument before the Full Commission.

For additional information, your attention is directed to the Rules of the Industrial Commission as they apply to hearings before the Full Commission.

NORTH CAROLINA INDUSTRIAL COMMISSION

Linda Langdon
Docket Director

Docket Section • 4336 Mail Service Center • Raleigh, North Carolina 27699-4336
Telephone: (919) 807-2504 • Fax: (919) 715-0282 • Internet Address: <http://www.ic.nc.gov/>

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHARLTON ALLEN, CHAIR OF PANEL
BERNADINE S. BALLANCE, COMMISSIONER
LINDA CHEATHAM, COMMISSIONER

MONDAY, DECEMBER 1, 2014

9:00 A.M.

RALEIGH, NORTH CAROLINA

603041 VERNELLE ROBINSON
GH v
9:00 SCOTT SAFETY
 SEDGWICK

PLF: HARDISON & COCHRAN
 RALEIGH, N.C.

DFT: WILSON & RATLEDGE
 RALEIGH, N.C.

13-723952 ELISEO NUNEZ
MV v
9:00 QUESTCO, INC./CANYON
 COMMERCIAL CONSTRUCTION, INC.
 TOWER GROUP INSURANCE COMPANIES

PLF: THE ATKINSON LAW FIRM
 WINSTON-SALEM, N.C.

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

14-733315 KELLY G. LENTZ,
JG ADMINISTRATOR OF THE ESTATE OF
ADM JOSEPH A. LENTZ, DECEASED
APP v
9:00 PHIL'S TOY STORE
 UTICA NATIONAL INSURANCE

PLF: MAST MAST JOHNSON WELLS &
 TRIMYER, SMITHFIELD, N.C.

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

13-716271 NGOTH BILIMBA
CS v
9:00 SELECT STAFFING
 ACE USA/ESIS

PLF: PRO SE.

DFT: MULLEN HOLLAND & COOPER
 GASTONIA, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHARLTON ALLEN, CHAIR OF PANEL
BERNADINE S. BALLANCE, COMMISSIONER
LINDA CHEATHAM, COMMISSIONER
ANDREW T. HEATH, CHAIRMAN
DANNY L. MCDONALD, COMMISSIONER
TAMMY R. NANCE, COMMISSIONER

WEDNESDAY, DECEMBER 3, 2014

9:00 A.M.

RALEIGH, NORTH CAROLINA

Y16837	ALLAN ROBERT CAMPBELL	PLF:	CHARLES G. MONNETT, III & ASSOCIATES, CHARLOTTE, N.C.
&	v		
Y20122	GARDA USA, INC.	DFT:	HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
CS	NEW HAMPSHIRE INSURANCE		
RESET	COMPANY		
9:00			

(ALLEN*, CHEATHAM & MCDONALD)

13-712593	JOSE BENITO DIAZ	PLF:	ROSENSTEEL FLEISHMAN CHARLOTTE, N.C.
&	v		
	SPANISH CONTRACTORS		
	AUTO OWNERS INSURANCE COMPANY		N.C. DEPARTMENT OF JUSTICE
	MANUEL GARCIA RAMIREZ,		RALEIGH, N.C.
	NON-INSURED		
		DFT:	MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
PH-3437	N.C. INDUSTRIAL COMMISSION		
AP	v		
RESET	MANUEL GARCIA RAMIREZ,		PRO SE.
9:00	NON-INSURED, AND		
	MANUEL GARCIA RAMIREZ,		
	INDIVIDUALLY		

(NANCE*, ALLEN & MCDONALD)

265472	JAMES J. LEWIS	PLF:	LENNON CAMAK & BERTICS RALEIGH, N.C.
RH	v		
ADM	N.C. DEPARTMENT OF		
APP	PUBLIC SAFETY	DFT:	N.C. DEPARTMENT OF JUSTICE
9:00	(CORVEL)		RALEIGH, N.C.

(MCDONALD*, CHEATHAM & NANCE)

-- CONTINUED --

-NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHARLTON ALLEN, CHAIR OF PANEL
BERNADINE S. BALLANCE, COMMISSIONER
LINDA CHEATHAM, COMMISSIONER
ANDREW T. HEATH, CHAIRMAN
DANNY L. MCDONALD, COMMISSIONER
TAMMY R. NANCE, COMMISSIONER

WEDNESDAY, DECEMBER 3, 2014

9:00 A.M.

RALEIGH, NORTH CAROLINA

029574
KL
9:00

DEBRA KNOWLES
v
WACKENHUT CORPORATION
GALLAGHER BASSETT

(CHEATHAM*, BALLANCE & NANCE)

PLF: GREG JONES & ASSOCIATES
WILMINGTON, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHARLTON ALLEN, CHAIR OF PANEL
BERNADINE S. BALLANCE, COMMISSIONER
LINDA CHEATHAM, COMMISSIONER

MONDAY, DECEMBER 8, 2014

9:00 A.M.

RALEIGH, NORTH CAROLINA

W92655 EDNA KATHERINE BROWN
TS v
9:00 OUTSTAFFING, INC.
RIVERPORT INSURANCE COMPANY
(KEY RISK MANAGEMENT
SERVICES, INC.)

PLF: MARTIN & JONES
RALEIGH, N.C.

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

Y07427 JAMES A. GURGANUS
MV v
9:00 N.C. DEPARTMENT OF
PUBLIC SAFETY
(CORVEL)

PLF: TERENCE LEE TAYLOR
GREENVILLE, N.C.

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

780476 LETA CAREY
JG v
ADM BLAND CLINIC
APP STATE FARM FIRE
9:00 AND CASUALTY,
HIGH POINT REGIONAL
HEALTH SYSTEM AND
MOSES CONE HEALTH SYSTEM

PLF: OXNER + PERMAR
GREENSBORO, N.C.

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

RESPONDENTS:
PAMELA A. ROBERTSON
GREENSBORO, N.C.

STUART LAW FIRM
RALEIGH, N.C.

WALL ESLEECK BABCOCK
WINSTON-SALEM, N.C.

Y16832 HEATHER N. RAY
MWG v
9:00 WAL-MART, INC., #877
NATIONAL UNION FIRE
INSURANCE COMPANY
(CLAIMS MANAGEMENT, INC.)

PLF: PRO SE.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHARLTON ALLEN, CHAIR OF PANEL
BERNADINE S. BALLANCE, COMMISSIONER
LINDA CHEATHAM, COMMISSIONER

WEDNESDAY, DECEMBER 10, 2014

9:00 A.M.

RALEIGH, NORTH CAROLINA

13-708380 JONATHAN BOYD NEWMAN
MV v
9:00 MBS DEVELOPMENT, INC.
 THE HARTFORD

PLF: VAN CAMP MEACHAM & NEWMAN
PINEHURST, N.C.

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

13-720775 JACQUELINE THOMAS
 & v
13-762715 NORTON DOOR CONTROL
MWG ASSA ABLOY
9:00 THE PHOENIX INSURANCE COMPANY

PLF: D. BAKER MCINTYRE, III
CHARLOTTE, N.C.

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

W70587 PHYLLIS L. STEWART
MV v
9:00 WAL-MART, INC., #2473
 NATIONAL UNION FIRE INSURANCE
 COMPANY OF PITTSBURGH, PA
 (CLAIMS MANAGEMENT, INC.)

PLF: THE LAW OFFICES OF TRAVIS H.
SIMPSON, WINSTON-SALEM, N.C.

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

X51218 JOHN M. MCCORMICK
MG v
9:00 EXEL/DPWN HOLDINGS, INC.
 SELF-INSURED
 (SEDGWICK CMS)

PLF: LAW OFFICE OF KATHLEEN G. SUMNER
GREENSBORO, N.C.

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

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

CHARLTON ALLEN, CHAIR OF PANEL
BERNADINE S. BALLANCE, COMMISSIONER
LINDA CHEATHAM, COMMISSIONER

WEDNESDAY, DECEMBER 10, 2014

1:30 P.M.

RALEIGH, NORTH CAROLINA

Y31451 WILLIAM HENRIQUEZ
 & v

13-734864 SUNBELT RENTALS, INC.
CS LIBERTY INSURANCE
1:30 CORPORATION

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

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

Y18976 ADRIANNE DENISE DUTCH
BD v

1:30 LAUREL HEALTH CARE
 HOLDINGS, INC.
 THE PHOENIX INSURANCE COMPANY

PLF: WALLACE AND GRAHAM
 SALISBURY, N.C.

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