

Beverly Eaves Perdue, Governor
Pamela T. Young, Chair



Bernadine S. Ballance, Commissioner
Linda Cheatham, Commissioner
Laura K. Mavretic, Commissioner
Danny L. McDonald, Commissioner
Staci Meyer, Commissioner
Christopher Scott, 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 December 2, 7, and 9 2010, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Meredith Henderson, Law Clerk to Chair Pamela T. Young, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Henderson is (919) 807-2674. 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:

**DECEMBER 2, 7 & 9, 2010
DOBBS BUILDING
SECOND FLOOR, ROOM 2173
430 NORTH SALISBURY STREET
RALEIGH, NC 27603**

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

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

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

THURSDAY, DECEMBER 2, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

TA-19891 RH 9:00	GEORGE LANE v N.C. DEPARTMENT OF CORRECTION	PLF: N.C. PRISONER LEGAL SERVICES, INC. RALEIGH, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
999412 BD 9:00	MARY K. BAKER v GREENE CORRECTIONAL CENTER CORVEL CORPORATION	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
464701 WT 9:00	TAMATHA GIDDENS GARCIA, WIDOW; VICTOR N. FARAH AS GUARDIAN AD LITEM FOR THE MINOR CHILD, JOSEPH GARCIA; CHAD GIDDENS, THEN MINOR CHILD; AND MIRANDA SPALDING, THEN MINOR CHILD, OF JOSE GARCIA, DECEASED, v SOUTHERN PRODUCTS MONTGOMERY INSURANCE CO.	PLF: ARTHUR M. BLUE CARTHAGE, N.C. ----- CHAD GIDDENS, PRO SE ----- MIRANDA SPALDING, PRO SE ----- VICTOR N. FARAH, GUARDIAN AD LITEM FOR JOSEPH GARCIA, PRO SE ----- DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
643023 RWR 9:00	ELIZABETH CAMPBELL v CONAGRA FOODS, INC. SEDGWICK CMS, INC.	PLF: PRO SE DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.

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

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CHRISTOPHER SCOTT, COMMISSIONER

THURSDAY, DECEMBER 2, 2010

1:30 P.M.

RALEIGH, NORTH CAROLINA

125834 ANITA THOMPSON
BH v
1:30 FEDEX GROUND/RPS, INC.
RESET CRAWFORD & COMPANY

(CHEATHAM*, YOUNG & SCOTT)

PLF: HARDISON & COCHRAN
RALEIGH, N.C.

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

028015 DAVID W. BLEVINS
PH v
1:30 STEEL DYNAMICS, INC.
RESET CNA INSURANCE CO.

(CHEATHAM*, YOUNG & SCOTT)

PLF: LENNON & CAMAK
RALEIGH, N.C.

DFT: TEAGUE CAMPBELL DENNIS &
GORHAM, RALEIGH, N.C.

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FULL COMMISSION
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PAMELA T. YOUNG, CHAIR
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CHRISTOPHER SCOTT, COMMISSIONER

TUESDAY, DECEMBER 7, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

TA-20980 JOHN CALVIN THAMES,
SG ADMINISTRATOR OF THE ESTATE
9:00 OF JONATHAN ANDREW THAMES,
 DECEASED,
 v
 N.C. DEPARTMENT OF
 HEALTH AND HUMAN SERVICES

PLF: HAYWOOD DENNY & MILLER
DURHAM, N.C.

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

886709 JOY W. GRUNDMEYER
RH v
9:00 CORN PRODUCTS INTERNATIONAL, INC.
 TRAVELERS INSURANCE CO.

PLF: WALDEN & WALDEN
WINSTON-SALEM, N.C.

DFT: ORBOCK RUARK & DILLARD
WINSTON-SALEM, N.C.

W16946 BOBBY HALLMAN
PH v
9:00 OWENS ILLINOIS GLASS CONTAINER
 AIG AND
 GALLAGHER BASSETT SERVICES

PLF: OXNER THOMAS + PERMAR
GREENSBORO, N.C.

DFT: BROOK STEVENS & POPE
RALEIGH, N.C.

W10274 BETTY STEVENS
VH v
9:00 BRITTHAVEN OF MADISON
 DISCOVERY INSURANCE COMPANY

PLF: OXNER THOMAS + PERMAR
GREENSBORO, N.C.

DFT: LEWIS & ROBERTS
RALEIGH, N.C.

COURT RECESS
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NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

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

TUESDAY, DECEMBER 7, 2010

1:30 P.M.

RALEIGH, NORTH CAROLINA

913420 RUTH KILLIAN, WIDOW OF
GH ROBERT MICHAEL KILLIAN,
1:30 DECEASED,
 v
 MACON COUNTY
 KEY RISK INSURANCE COMPANY

PLF: RICHARD B. HARPER
 SYLVA, N.C.

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

650613 CHARLES EDWARDS
MG v
1:30 SOUTHERN MAINTENANCE
 OF HAYWOOD COUNTY
 PENNSYLVANIA NATIONAL
 INSURANCE COMPANY

PLF: THE LAW OFFICES OF DAVID GANTT
 ASHEVILLE, N.C.

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

TA-20771 COLIN G. WATTS, ET AL
TA-20772 v
TA-20773 N.C. DEPARTMENT OF ENVIRONMENT
TA-20953 AND NATURAL RESOURCES
TA-20954
TA-21021
&
TA-21303
SG
1:30

PLF: STEINBRONN & MCNEW
 MURPHY, N.C.

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

442338 SANDE ERVIN
VH v
1:30 CITY OF WINSTON-SALEM
 SELF INSURED

PLF: EDELSTEIN AND PAYNE
 RALEIGH, N.C.

DFT: WILSON HELMS AND CARTLEDGE
 WINSTON-SALEM, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
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PAMELA T. YOUNG, CHAIR
LAURA K. MAVRETIC, COMMISSIONER
CHRISTOPHER SCOTT, COMMISSIONER

THURSDAY, DECEMBER 9, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

W18830 PB 9:00	MARIE SALOMON v THE OAKS OF CAROLINA TRAVELERS	PLF: HARDISON & ASSOCIATES RALEIGH, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
W30495 GH 9:00	LESTER P. BELL v CAPE FEAR COMMUNITY COLLEGE SELF-INSURED (CORVEL CORPORATION)	PLF: THE LAW OFFICES OF JAMES B. GILLESPIE, JR., WILMINGTON, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
580989 RH 9:00	KENNETH R. CLARK v THE GOODYEAR TIRE & RUBBER COMPANY LIBERTY MUTUAL INSURANCE CO.	PLF: LAW OFFICES OF KATHLEEN G. SUMNER, GREENSBORO, N.C. DFT: YOUNG MOORE AND HENDERSON RALEIGH, N.C.
TA-20027 GG 9:00	OTIS MCDONALD, JR. v N.C. DEPARTMENT OF CORRECTION DIVISION OF COMMUNITY CORRECTION, ET AL	PLF: PRO SE DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.

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CHRISTOPHER SCOTT, COMMISSIONER

THURSDAY, DECEMBER 9, 2010

1:30 P.M.

RALEIGH, NORTH CAROLINA

834035 KL 1:30	VIRGINIA UMOZURIKE v VILLAGE REALTY & MANAGEMENT ACCIDENT FUND INSURANCE CO.	PLF: THE VINCENT LAW FIRM SOUTHERN SHORE, N.C. DFT: MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.
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898568 VH 1:30	BRUCE ANDERSON v DARE COUNTY SELF-INSURED (SEDWICK CMS)	PLF: THE VINCENT LAW FIRM SOUTHERN SHORES, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
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571518 VH 1:30	REBECCA LANCER v ALBEMARLE HOSPITAL KEY RISK INSURANCE COMPANY	PLF: THE VINCENT LAW FIRM SOUTHERN SHORES, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
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