

Michael F. Easley, Governor  
Pamela T. Young, Chair



Bernadine S. Ballance, Commissioner  
Buck Lattimore, Commissioner  
Laura K. Mavretic, Commissioner  
Danny L. McDonald, Commissioner  
Christopher Scott, Commissioner  
Dianne C. Sellers, 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 December 4, 6 and 12, 2007, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Yolanda Lawrence, Agency Legal Specialist to Commissioner Danny L. McDonald, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Lawrence is (919) 807-2641. 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 4, 6 & 12, 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

DANNY L. MCDONALD, PANEL CHAIR  
BERNADINE S. BALLANCE, COMMISSIONER  
CHRISTOPHER SCOTT, COMMISSIONER

TUESDAY, DECEMBER 4, 2007

9:30 A.M. RALEIGH, NORTH CAROLINA

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515356 RWR 9:30	MICHAEL WALTERS v GOODYEAR TIRE & RUBBER D/B/A KELLY SPRINGFIELD LIBERTY MUTUAL INSURANCE CO.	PLF: THE JERNIGAN LAW FIRM RALEIGH, N.C.  DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
531098 CS 9:30	MICHELL E. SEDWICK v MOHAWK INDUSTRIES, INC. SELF-INSURED (SEDGWICK CMS)	PLF: PATTERSON HARKAVY CHAPEL HILL, N.C.  DFT: TEAGUE CAMPBELL DENNIS & GORHAM RALEIGH, N.C.
223574 & 317285 KL 9:30	SAM KATSIFOS v JOHN R. MCADAMS COMPANY PENN NATIONAL INSURANCE CO.	PLF: THE HODGMAN LAW FIRM GREENSBORO, N.C.  DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
024253 JG 9:30	CHARLES T. HOLT v PETE WALL PLUMBING, KEY RISK INSURANCE CO.	PLF: OXNER THOMAS & PERMAR GREENSBORO, N.C.  DFT: PRATHER LAW FIRM RALEIGH, N.C.
024253 JG 9:30 ADM APP	CHARLES T. HOLT v PETE WALL PLUMBING, KEY RISK INSURANCE CO.	PLF: OXNER THOMAS & PERMAR GREENSBORO, N.C.  DFT: PRATHER LAW FIRM RALEIGH, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW            DOCKET

DANNY L. MCDONALD, PANEL CHAIR  
BERNADINE S. BALLANCE, COMMISSIONER  
CHRISTOPHER SCOTT, COMMISSIONER

TUESDAY, DECEMBER 4, 2007

1:30 P.M. RALEIGH, NORTH CAROLINA

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643597 KL 1:30	CURTIS SHAW v INTERNATIONAL PAPER COMPANY, SUCESSOR IN INTEREST TO FEDERAL PAPER BOARD COMPANY, INC. INSURANCE OF WAUSAU	PLF: PRO SE  DFT: HEDRICK & MORTON WILMINGTON, N.C.
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**(SCOTT\*, MCDONALD & SELLERS)**

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155803 WT 1:30 <b>RE-SET</b>	RONALD W. SMITH v PITT COUNTY SELF/SEDGWICK CMS	PLF: TAFT TAFT & HAIGHLER GREENVILLE, N.C.  DFT: SUMRELL SUGG CARMICHAEL HICKS & HART, NEW BERN, N.C.
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**(SELLERS\*, MCDONALD & SCOTT)**

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263168 PB 1:30	CAROLYN JEAN "C.J." GESEL v MILLER ORTHOPAEDIC CLINIC, INC. SELECTIVE INSURANCE CO.	PLF: THE SUMWALT LAW FIRM CHARLOTTE, N.C.  DFT: RUDISILL WHITE & KAPLAN CHARLOTTE, N.C.
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607277 JD 1:30	RUSSELL A. JOHNS v CODE ELECTRIC, INC. SYNERGY COVERAGE SOLUTIONS	PLF: THE SUMWALT LAW FIRM CHARLOTTE, N.C.  DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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NORTH CAROLINA INDUSTRIAL COMMISSION  
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DANNY L. MCDONALD, PANEL CHAIR  
BERNADINE S. BALLANCE, COMMISSIONER  
CHRISTOPHER SCOTT, COMMISSIONER

THURSDAY, DECEMBER 6, 2007

9:30 A.M. RALEIGH, NORTH CAROLINA

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498731	ROBERT N. STUTTS	PLF:	BRENT ADAMS & ASSOCIATES
RH	v		DUNN, N.C.
9:30	D.R. ALLEN & SONS, FAY BLOCK MATERIALS, INC. AND CONCRETE SERVICES, INC. BITUMINOUS INSURANCE CO.	DFT:	TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.

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336037	LISA D. MOORE	PLF:	EDWARDS & RICCI
464822	v		GREENVILLE, N.C.
512506	PITT COUNTY MEMORIAL HOSPITAL	DFT:	TEAGUE CAMPBELL DENNIS &
&	SELF-INSURED (AEGIS ADMIN SERV)		GORHAM, RALEIGH, N.C.
712693			
MC			
9:30			

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169032	NINA JEAN BALLENTINE	PLF:	R. STEVE BOWDEN & ASSOCIATES
&	v		GREENSBORO, N.C.
457633	PEPSI BOTTLING VENTURES	DFT:	CRANFILL SUMNER & HARTZOG
MC	LIBERTY MUTUAL INSURANCE CO.		RALEIGH, N.C.
9:30			

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439708	JOSEPH T. NORMAN	PLF:	WALDEN & WALDEN
KL	v		WINSTON-SALEM, N.C.
9:30	MAXON FURNITURE	DFT:	MCANGUS GOUDELOCK & COURIE
	AIG CLAIM SERVICES, INC.		CHARLOTTE, N.C.

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



NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
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DANNY L. MCDONALD, PANEL CHAIR  
BERNADINE S. BALLANCE, COMMISSIONER  
CHRISTOPHER SCOTT, COMMISSIONER

WEDNESDAY, DECEMBER 12, 2007

9:30 A.M. RALEIGH, NORTH CAROLINA

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332868 KL 9:30	SCOTT CHAISSON v RED SIMPSON LIBERTY MUTUAL INSURANCE CO.	PLF: JERNIGAN LAW FIRM RALEIGH, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
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553656 PH 9:30	LINDA M. COFFEY v JOHN UMSTEAD HOSPITAL/DHHS KEY RISK MANAGEMENT SERVICES	PLF: YOUNCE VTIPIL & BRADFORD RALEIGH, N.C. DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
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471228 KL 9:30	DOUGLAS W. WHITT v BAPTIST HEALTH HOMECARE NORTH CAROLINA BAPTIST HOSPITAL SELF-INSURED	PLF: JOHN H. ANDERSON WINSTON-SALEM, N.C. DFT: WOMBLE CARLYLE SANDRIDGE & RICE, WINSTON-SALEM, N.C.
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168529 GG 9:30	KATHERINE MARTIN v MEDICAL SPECIALTIES INC. KEY RISK MANAGEMENT SERVICES	PLF: POISSON POISSON & BOWER WADESBORO, N.C. DFT: YOUNG MOORE & HENDERSON RALEIGH, N.C.
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NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
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DANNY L. MCDONALD, PANEL CHAIR  
BERNADINE S. BALLANCE, COMMISSIONER  
CHRISTOPHER SCOTT, COMMISSIONER

WEDNESDAY, DECEMBER 12, 2007

1:30 P.M. RALEIGH, NORTH CAROLINA

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619234	BETTY GREENE	PLF:	THE LAW OFFICES OF CAMERON M. FERGUSON, BOONE, N.C.
RWR	v		
1:30	MCRAVEN INC. D/B/A MCDONALD'S SELF-INSURED KEY RISK MANAGEMENT SERVICES	DFT:	MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.

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445994	DARLENE CLARK	PLF:	BRUMBAUGH MU & KING JACKSONVILLE, N.C.
BD	v		
1:30	FREEDOM INSULATION BUILDERS MUTUAL INSURANCE CO.	DFT:	LEWIS & ROBERTS RALEIGH, N.C.

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563769	PATRICIA BROOKS	PLF:	BRUMBAUGH MU & KING JACKSONVILLE, N.C.
RR	v		
1:30	GUARANTEE SERVICES, INC. ACCIDENT FUND OF AMERICA INSURANCE COMPANY OF AMERICA	DFT:	HEDRICK GARDNER KINCHELOE & GAROFALO, WILMINGTON, N.C.

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