

Pat McCrory, Governor
Andrew T. Heath, Chairman



Bernadine S. Ballance, Commissioner
Linda Cheatham, Commissioner
Danny L. McDonald, Commissioner
Tammy R. Nance, Commissioner
Pamela T. Young, 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 4, 10, AND 16, 2013
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 Megan Jost, Law Clerk to Commissioner Linda Cheatham, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699-4336. The telephone number for Ms. Jost is (919) 807-2524 and the e-mail address is megan.jost@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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
TAMMY R. NANCE, COMMISSIONER
PAMELA T. YOUNG, COMMISSIONER

WEDNESDAY, DECEMBER 4, 2013

1:30 P.M.

RALEIGH, NORTH CAROLINA

660957 LINDA K. MCDANIEL
KL v
1:30 DELHAIZE AMERICA/FOOD LION
KEY RISK MANAGEMENT
INSURANCE COMPANY

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

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

(CHEATHAM*, NANCE & YOUNG)

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
TAMMY R. NANCE, COMMISSIONER
ANDREW T. HEATH, CHAIRMAN

TUESDAY, DECEMBER 10, 2013

9:00 A.M.

RALEIGH, NORTH CAROLINA

W43502 PH 9:00	EDWARD LEE GOINS v SLOAN CONSTRUCTION F/K/A LARCO CONSTRUCTION COMPANY LIBERTY MUTUAL INSURANCE CO.	PLF: WALDEN & WALDEN WINSTON-SALEM, N.C. DFT: WILLSON JONES CARTER & BAXLEY CHARLOTTE, N.C.
X57890 &	FRANCES ATIAPO v GOREE LOGISTICS, INC., AND OWEN THOMAS, INC., NON-INSURED	PLF: GRANDY & MARTIN CHARLOTTE, N.C. ----- N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
PH-2819 AP 9:00	N.C. INDUSTRIAL COMMISSION v GOREE LOGISTICS, INC., AND OWEN THOMAS, INC., NON-INSURED, AND MANDIEME DIOUF, INDIVIDUALLY	DFT: LAWRENCE P. MARGOLIS CHARLOTTE, N.C. ----- FERGUSON SCARBROUGH HAYES HAWKINS & DEMAY, CONCORD, N.C.
X73623 &	PAUL M. LIVINGSTON, JR., DECEASED, v HAMPTON VESTAL, III D/B/A MOLLY B'S WAHOO'S RESTAURANT, NON-INSURED	PLF: R. STEVE BOWDEN & ASSOCIATES GREENSBORO, N.C. ----- N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C. DFT: HAMPTON CARTER VESTAL, III THOMASVILLE, N.C.
PH-3018 AP 9:00	N.C. INDUSTRIAL COMMISSION v HAMPTON VESTAL, III D/B/A MOLLY B'S WAHOO'S RESTAURANT, NON-INSURED, AND HAMPTON VESTAL, III, INDIVIDUALLY	

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NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
TAMMY R. NANCE, COMMISSIONER
ANDREW T. HEATH, CHAIRMAN

TUESDAY, DECEMBER 10, 2013

9:00 A.M.

RALEIGH, NORTH CAROLINA

X86954 ROBERT SIMMONS

PLF: PRO SE.

JG v

9:00 FRANK CRUM, INC./
LATIN LABOR STAFFING

DFT: ALLEN KOPET & ASSOCIATES
CHARLOTTE, N.C.

FRANK WINSTON CRUM INSURANCE CO.
(BROADSPIRE)

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

LINDA CHEATHAM, CHAIR OF PANEL
TAMMY R. NANCE, COMMISSIONER
BERNADINE S. BALLANCE, COMMISSIONER

MONDAY, DECEMBER 16, 2013

9:00 A.M.

RALEIGH, NORTH CAROLINA

W36239 TS 9:00	KRISTINA WALKER v FOOD LION SELF-INSURED (RISK MANAGEMENT SERVICES, INC.)	PLF: RICCI LAW FIRM GREENVILLE, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
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W36696 KL 9:00	EDWARD GRAMAGLIA v SCHMALZ, INC. THE HARTFORD INSURANCE COMPANY	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
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Y16876 PH 9:00	PARIS STIMPSON, WIFE, ESTATE OF MICHAEL L. STIMPSON, JR., DECEASED, v EVONIK DEGUSSA CORPORATION LIBERTY MUTUAL INSURANCE COMPANY	PLF: THE ROANE LAW FIRM GREENSBORO, N.C. ----- CRAWFORD LAW OFFICE HAMLET, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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X95971 MWG 9:00	EDWIN M. GREEN v PEOPLEASE CORPORATION ARCH INSURANCE COMPANY (GALLAGHER BASSETT SERVICES, INC.)	PLF: PRO SE. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, 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

LINDA CHEATHAM, CHAIR OF PANEL
TAMMY R. NANCE, COMMISSIONER
BERNADINE S. BALLANCE, COMMISSIONER

MONDAY, DECEMBER 16, 2013

1:30 P.M.

RALEIGH, NORTH CAROLINA

TA-21606 SHELLEY CAMPBELL
SG v
ADM N.C. DEPARTMENT OF
APP PUBLIC SAFETY (FORMERLY
1:30 KNOWN AS N.C. DEPARTMENT
OF CORRECTION)

PLF: MARSHALL WILLIAMS & GORHAM
WILMINGTON, N.C.

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