

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 6, 8, and 10, 2010, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Monica Jackson, Law Clerk to Commissioner Bernadine S. Ballance, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Jackson is (919) 807-2647. 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 6, 8 & 10, 2010
DOBBS BUILDING
SECOND FLOOR, ROOM 2173
430 NORTH SALISBURY STREET
RALEIGH, NORTH CAROLINA 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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

BERNADINE S. BALLANCE, CHAIR
STACI MEYER, COMMISSIONER
LINDA CHEATHAM, COMMISSIONER

MONDAY, DECEMBER 6, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

786184 RH 9:00	KENNETH SCOTT NORRIS v J. E. WILSON ENTERPRISES, INC. PENN NATIONAL INSURANCE CO.	PLF: MAST SCHULZ MAST JOHNSON & WELLS, SMITHFIELD, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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786184 RH ADM APP 9:00	KENNETH SCOTT NORRIS v J. E. WILSON ENTERPRISES, INC. PENN NATIONAL INSURANCE CO.	PLF: MAST SCHULZ MAST JOHNSON & WELLS, SMITHFIELD, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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095682 JG 9:00	TONY WEAVIL v SUMMER INDUSTRIES, LLC ACCIDENT FUND INSURANCE CO.	PLF: LANIER LAW GROUP JAMESTOWN, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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757301 KL 9:00	WENDY DUNNAVANT v O'HENRY INC. PENN NATIONAL INS. CO. AND/OR SUMMIT PET PRODUCTS PMA INSURANCE GROUP	PLF: THE LAW OFFICE OF KENNETH JOHNSON, GREENSBORO, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C. HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
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725683, 771748, 777938 & 787107 BH 9:00	DEBBIE H. BEARD v CAPE FEAR VALLEY HEALTH SYSTEM SELF-INSURED	PLF: LAW OFFICES OF KATHLEEN G. SUMNER, GREENSBORO, N.C. DT: DICKIE MCCAMEY & CHILCOTE 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

BERNADINE S. BALLANCE, CHAIR
STACI MEYER, COMMISSIONER
LINDA CHEATHAM, COMMISSIONER

FRIDAY, DECEMBER 10, 2010

9:00 A.M.

RALEIGH, NORTH CAROLINA

W22159 RWR 9:00	ROSEMARY GUTIERREZ v COAST PERSONNEL SERVICES AIU HOLDINGS/CHARTIS INSURANCE	PLF: YOUNCE & VTIPIL RALEIGH, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
883266 RH 9:00	WATTIE D. MOORE v THE GOODYEAR TIRE & RUBBER COMPANY LIBERTY MUTUAL INSURANCE CO.	PLF: CAITLYN T. FULGHUM DURHAM, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
925024 BD 9:00	RICKY L. FINCHER v SOUTHERN FABRICATORS STONEWOOD INSURANCE COMPANY	PLF: POISSON POISSON & BOWER WADESBORO, N.C. DFT: BROOKS STEVENS AND POPE RALEIGH, N.C.
890172 VH 9:00	MARIO AGUIRRE-GALLEN TAN v BASSETT SEAMLESS GUTTERING, INC. BERKLEY NET UNDERWRITERS KEY RISK MANAGEMENT SERVICES, INC.	PLF: RAYMOND M. MARSHALL WINSTON-SALEM, N.C. DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.
