



## 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 7, 9, and 11 2009, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Michelle Denning, Law Clerk to Commissioner Laura Mavretic, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Denning is (919) 807-2668. 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 Linda Langdon., 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 7, 9 & 11, 2009  
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

NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW          DOCKET

LAURA K. MAVRETIC, PANEL CHAIR  
DANNY L. MCDONALD, COMMISSIONER  
DIANNE C. SELLERS, COMMISSIONER

MONDAY, DECEMBER 7, 2009

9:30 A.M.

RALEIGH, NORTH CAROLINA

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903251	WALTER L. BAILEY	PLF:	THE JERNIGAN LAW FIRM
BD	v		RALEIGH, N.C.
9:30	CARDINAL HEALTH XL SPECIALTY INSURANCE CO. (SEDGWICK CMS)	DFT:	CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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855204	KENNETH BREWER	PLF:	LAW OFFICES OF JAMES SCOTT FARRIN
TS	v		DURHAM, N.C.
9:30	OAKS OF CAROLINA TRAVELERS INSURANCE CO.	DFT:	HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.
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897045	EDWARD NOE	PLF:	OXNER THOMAS & PERMAR
BH	v		GREENSBORO, N.C.
9:30	IMAGEMARK BUSINESS SERVICES PENN NATIONAL INSURANCE CO.	DFT:	CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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819719	DAVID BRUCE ODUM, SR.	PLF:	HEDRICK & MORTON
JD	v		WILMINGTON, N.C.
9:30	COCA-COLA BOTTLING COMPANY CONSOLIDATED SELF-INSURED (GALLAGHER-BASSETT SERVICES, INC.)	DFT:	MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.

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



NORTH CAROLINA INDUSTRIAL COMMISSION  
FULL COMMISSION  
REVIEW            DOCKET

LAURA K. MAVRETIC, PANEL CHAIR  
DANNY L. MCDONALD, COMMISSIONER  
DIANNE C. SELLERS, COMMISSIONER

WEDNESDAY, DECEMBER 9, 2009

9:30 A.M.

RALEIGH, NORTH CAROLINA

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811251	JOE C. ROBINSON	PLF:	BRENT ADAMS & ASSOCIATES
GH	v		RALEIGH, N.C.
9:30	NORTH AMERICAN ENERGY SERVICES ACE USA/ESIS	DFT:	MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.

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672246	ARLENE FRANCES STEBBINS	PLF:	BRUMBAUGH MU & KING
GH	v		JACKSONVILLE, N.C.
9:30	ALLSTATE SELF-INSURED (HELMSMAN MANAGEMENT SERVICES)	DFT:	WILSON & RATLEDGE RALEIGH, N.C.

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864155	ANDRE MCNEILL	PLF:	WHITLEY LAW FIRM
VH	v		NEW BERN, N.C.
9:30	FOOD LION WAREHOUSE SELF-INSURED (RISK MANAGEMENT SERVICES)	DFT:	HEDRICK GARDNER KINCHELOE & GAROFALO, RALEIGH, N.C.

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302558	DONALD E. SELLERS	PLF:	WALLACE & GRAHAM
&	v		SALISBURY, N.C.
595431	FMC CORPORATION	DFT:	HEDRICK GARDNER KINCHELOE &
PY	NATIONAL UNION FIRE INS CO.		GAROFALO, CHARLOTTE, N.C.
ADM	AND INSURANCE COMPANY OF		
APP	THE STATE OF PENNSYLVANIA		
9:30			

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LAURA K. MAVRETIC, PANEL CHAIR  
DANNY L. MCDONALD, COMMISSIONER  
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WEDNESDAY, DECEMBER 9, 2009

1:30 P.M.

RALEIGH, NORTH CAROLINA

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798503 CS 1:30	WILLIAM E. THOMAS v CONTRACT CORE DRILLING & SAWING STONEWOOD INSURANCE COMPANY	PLF: SUMWALT LAW FIRM CHARLOTTE, N.C.  DFT: BROOKS STEVENS & POPE RALEIGH, N.C.
781709 RH 1:30	JAMES HENDERSON v PILGRIM'S PRIDE CORPORATION SELF-INSURED (SEDGWICK CMS)	PLF: SHANKLE LAW FIRM CHARLOTTE, N.C.  DFT: CRANFILL SUMNER & HARTZOG CHARLOTTE, N.C.
592180 GG 1:30	MARJORIE CLARK, PERSONAL REPRESENTATIVE FOR DECEASED, JIMMIE CLARK v ITT GRINNELL PIPING COMPANY LIBERTY MUTUAL INSURANCE CO.	PLF: SCUDDER & HEDRICK RALEIGH, N.C.  DFT: HEDRICK GARDNER KINCHELOE & GAROFALO, CHARLOTTE, N.C.

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LAURA K. MAVRETIC, PANEL CHAIR  
DANNY L. MCDONALD, COMMISSIONER  
DIANNE C. SELLERS, COMMISSIONER

FRIDAY, DECEMBER 11, 2009

9:30 A.M.

RALEIGH, NORTH CAROLINA

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863305 MG 9:30	REGINALD MILBOURNE v N.C. STATE UNIVERSITY SELF-INSURED (KEY RISK MANAGEMENT SERVICES)	PLF: SCUDDER & HEDRICK RALEIGH, N.C.  DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
823914 JG 9:30	JACQUELINE REID v HOSPIRA, INC. SELF-INSURED (GALLAGHER BASSETT SERVICES, INC.)	PLF: MARIO M. WHITE CLINTON, N.C.  DFT: YOUNG MOORE & HENDERSON RALEIGH, N.C.
TA-18699 TA-18568 & TA-18694 PY ADM APP 9:30	LINDA JUDGE v N.C. DEPARTMENT OF TRANSPORTATION  JENNIFER RAY v N.C. DEPARTMENT OF TRANSPORTATION  EILEEN B. LAYAOU AND RODGER D. LAYAOU v N.C. DEPARTMENT OF TRANSPORTATION	PLF: ZAYTOUN & MILLER RALEIGH, N.C. ----- JENSEN MCGRATH PODGORNÝ RESEARCH TRIANGLE PARK, N.C. ----- JOHNSON AND JOHNSON LILLINGTON, N.C.  DFT: N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.
522822 PH 9:30	SHEILA BROWN v SARA LEE CORPORATION (NOW HANESBRANDS, INC.) INDEMNITY COMPANY OF AMERICA (ESIS)	PLF: PRO SE  DFT: ORBOCK RUARK & DILLARD WINSTON-SALEM, N.C.

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