

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 9 AND 11, 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 Amber Cronk, Law Clerk to Commissioner Pamela T. Young, Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699-4336. The telephone number for Ms. Cronk is (919) 807-2651 and the e-mail address is amber.cronk@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

PAMELA T. YOUNG, CHAIR OF PANEL
BERNADINE S. BALLANCE, COMMISSIONER
ANDREW T. HEATH, CHAIRMAN

MONDAY, DECEMBER 9, 2013

9:00 A.M.

RALEIGH, NORTH CAROLINA

Y19913 TYSON CHRISTENSEN
TS v
9:00 CITY OF DURHAM
 SELF-INSURED

PLF: THE JERNIGAN LAW FIRM
RALEIGH, N.C.

DFT: KENNON CRAVER
DURHAM, N.C.

X96521 JAMES BRANDON LEMONS
TS v
9:00 USG CORPORATION D/B/A
 L & W SUPPLY CORPORATION
 SELF-INSURED
 (GALLAGHER BASSETT SERVICES, INC.)

PLF: BAGWELL HOLT SMITH
CHAPEL HILL, N.C.

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

X32874 MICHAEL G. SUTTON
PH v
9:00 ATLANTIC SEAFOOD COMPANY
 THE HARTFORD

PLF: HALL & GREEN
WILMINGTON, N.C.

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

570867 HERMAN SIMMONS, JR.
RH v
9:00 WILLIAM E. SMITH TRUCKING, INC.
 AMERICAN INTERSTATE
 INSURANCE COMPANY

PLF: HALL & GREEN
WILMINGTON, N.C.

DFT: BROOKS STEVENS AND POPE
RALEIGH, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

PAMELA T. YOUNG, CHAIR OF PANEL
BERNADINE S. BALLANCE, COMMISSIONER
ANDREW T. HEATH, CHAIRMAN

MONDAY, DECEMBER 9, 2013

1:30 P.M.

RALEIGH, NORTH CAROLINA

199739 & W81761 GH 1:30	SHARON WATTS v JC PENNEY NATIONAL UNION FIRE INSURANCE	PLF: THE SUMWALT LAW FIRM CHARLOTTE, N.C. DFT: MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
X79163 BH 1:30	CHARLES CLARK v SUMMIT CONTRACTORS GROUP, INC. AMERICAN INTERSTATE INSURANCE COMPANY	PLF: THE BOLLINGER LAW FIRM CHARLOTTE, N.C. DFT: CRANFILL SUMNER & HARTZOG CHARLOTTE, N.C.
717126 KL 1:30	PAULA BETHEL v COMMONWEALTH BRANDS, INC. LIBERTY MUTUAL GROUP	PLF: COPELEY JOHNSON & GRONINGER DURHAM, N.C. DFT: MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

PAMELA T. YOUNG, CHAIR OF PANEL
BERNADINE S. BALLANCE, COMMISSIONER
ANDREW T. HEATH, CHAIRMAN

WEDNESDAY, DECEMBER 11, 2013

9:00 A.M.

RALEIGH, NORTH CAROLINA

TA-21985	DEDRIC D. MCDANIELS	PLF:	N.C. PRISONER LEGAL SERVICES
BD	v		RALEIGH, N.C.
9:00	N.C. DEPARTMENT OF PUBLIC SAFETY, DIVISION OF ADULT SUPERVISION	DFT:	N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.

TA-23268	HENRY A. BOYD, JR.	PLF:	RICHARD B. HAGER
BD	v		SANFORD, N.C.
9:00	N.C. DEPARTMENT OF HEALTH AND HUMAN SERVICES	DFT:	N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C.

Y07807	NAMON J. MINES, JR.	PLF:	LEDBETTER & TITSWORTH
GH	v		CARY, N.C.
9:00	COLONY TIRE CORPORATION PENN NATIONAL INSURANCE	DFT:	CRANFILL SUMNER & HARTZOG RALEIGH, N.C.

897445	STEPHEN M. WHITE	PLF:	DIENER LAW
BD	v		GREENVILLE, N.C.
9:00	PCS PHOSPHATE COMPANY BROADSPIRE	DFT:	WARD & SMITH WILMINGTON, N.C.

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

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

PAMELA T. YOUNG, CHAIR OF PANEL
BERNADINE S. BALLANCE, COMMISSIONER
ANDREW T. HEATH, CHAIRMAN

WEDNESDAY, DECEMBER 11, 2013

1:30 P.M.

RALEIGH, NORTH CAROLINA

668733 MWG 1:30	CHARLES LUTHER SOLES v QUATE INDUSTRIAL SERVICE, INC. AHA C/O AIGDC	PLF: WRIGHT WORLEY POPE EKSTER & MOSS, TABOR CITY, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
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13-705552 HH ADM APP 1:30	PHILLIP PACE, DECEASED v AMERICAN CABLE & RIGGING SUPPLY, INC. AUTO-OWNERS INSURANCE CO.	PLF: HARMS LAW FIRM GREENVILLE, S.C. AMANDA K. PACE PIEDMONT, S.C. PHILLIP M. PACE PICKENS, S.C. DFT: MCANGUS GOUDELOCK & COURIE CHARLOTTE, N.C.
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038270 &	THOMAS BRICE v MIKE MCKOY D/B/A MCI LANDSCAPE & TREE CARE, NON-INSURED HORNER SERVICES, LLC COLUMBIA INSURANCE GROUP ADAMS CONSTRUCTION, LLC CHARTIS INSURANCE COMPANY MY HEATING & AIR GUY AMGUARD INSURANCE COMPANY	PLF: HARDISON & COCHRAN RALEIGH, N.C. N.C. DEPARTMENT OF JUSTICE RALEIGH, N.C. DFT: SCUDDER LAW ATLANTIC BEACH, N.C. MCANGUS GOUDELOCK & COURIE RALEIGH, N.C.
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PH-2777 AP 1:30	N.C. INDUSTRIAL COMMISSION v MIKE MCKOY D/B/A MCI LANDSCAPE & TREE CARE, NON-INSURED, AND MIKE MCKOY, INDIVIDUALLY	CRANFILL SUMNER & HARTZOG RALEIGH, N.C. TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C. MIKE MCKOY JACKSONVILLE, FL
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